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TABLE OF CONTENTS

September 9, 1994 Volume 18, Issue 36

PROPOSED RULES

AGRICULTURE, DEPARTMENT OF	
Swine Disease Control And Eradication Act	
8 Ill. Adm. Code 105	13519
CIVIL SERVICE COMMISSION	
Civil Service Commission	
80 Ill. Adm. Code 1	13525
COMMERCE COMMISSION, ILLINOIS	
Cost Of Service	
83 Ill. Adm. Code 791	13551
COMMUNITY COLLEGE BOARD, ILLINOIS	
Administration Of The Ill. Public Community College Act	
23 Ill. Adm. Code 1501	13562
POLLUTION CONTROL BOARD	
Outline Of Waste Disposal Regs.	
35 Ill. Adm. Code 700	13572
Procedures For Permit Issuance	
35 Ill. Adm. Code 705	13594
RCRA And UIC Permit Programs	
35 Ill. Adm. Code 702	13613
RCRA Permit Program	
35 Ill. Adm. Code 703	13646
UIC Permit Program	
35 Ill. Adm. Code 704	13675
Underground Injection Control Operating Requirements	
35 Ill. Adm. Code 730	13712
PUBLIC AID, DEPARTMENT OF	
Rights And Responsibilities	
89 Ill. Adm. Code 102	13723
TRANSPORTATION, DEPARTMENT OF	
Administrative Requirements For Official Testing Stations	
92 Ill. Adm. Code 451	13729
Inspection Procedures For Special Education School Buses	
92 Ill. Adm. Code 445	13835
Inspection Procedures For Type I School Buses	
92 Ill. Adm. Code 441	13855
Inspection Procedures For Type II School Buses	
92 Ill. Adm. Code 443	13965

ADOPTED RULES

AGING, DEPARTMENT ON	
Older Americans Act Programs	
89 Ill. Adm. Code 230	14072
POLLUTION CONTROL BOARD	
Groundwater Quality	
35 Ill. Adm. Code 620	14084
PUBLIC AID, DEPARTMENT OF	
Food Stamps	
89 Ill. Adm. Code 121	14103
Hospital Services	
89 Ill. Adm. Code 148	14117
Medical Payment	
89 Ill. Adm. Code 140	14126
UNIVERSITY OF ILLINOIS, THE BOARD OF TRUSTEES OF	
Certificate Of Certified Public Accountant	
23 Ill. Adm. Code 1300	14143

EMERGENCY RULES

COMMERCE COMMISSION, ILLINOIS	
Applications	
92 Ill. Adm. Code 1202	14157

AGENCY NOTICES OF MODIFICATION, WITHDRAWAL OR REFUSAL TO PROPOSED RULES

PUBLIC AID, DEPARTMENT OF	
Hospital Services	
89 Ill. Adm. Code 148, Refusal	14161

NOTICE OF CORRECTIONS

FINANCIAL INSTITUTIONS, DEPARTMENT OF	
Uniform Disposition Of Unclaimed Property Act	
38 Ill. Adm. Code 180	14164

NOTICE OF REQUEST FOR EXPEDITED CORRECTIONS

RACING BOARD, ILLINOIS	
Pari-Mutuels	
11 Ill. Adm. Code 405	14165

NOTICE OF PUBLIC INFORMATION

ENVIRONMENTAL PROTECTION AGENCY

Listing Of Derived Water Quality Criteria14166

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Agenda for Meeting of September 13, 199414175

JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second Notices Received14182

EXECUTIVE ORDERS AND PROCLAMATIONS

PROCLAMATIONS

94-433 Hispanic Illinois State Law Enforcement Day14184
94-434 Major General And Mrs. Thomas E. Eggers Day14184
94-435 Stop AIDS Chicago Day14185
94-436 Stop The Violence And Save Our Kids Month14185
94-437 Southern Gospel Music Month14185
94-438 Founder's Day14186
94-439 Illinois Consolidated Telephone Company
Centennial Day14186
94-440 Katy Jurado Day14187
94-441 Union Label Week14187
94-442 Uruguay Day14187

CUMULATIVE INDEX

1994 Index - Issue # 36CI-1

SECTIONS AFFECTED INDEX

1994 Index - Issue # 36SAI-1

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DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Swine Disease Control and Eradication Act

2) Code Citation: 8 Ill. Adm. Code 105

3) Section Numbers: Proposed Action:
105.30 Amendment
105.90 Amendment

4) Statutory Authority: Implementing and authorized by the Illinois Swine Disease Control and Eradication Act [510 ILCS 100] (see P.A. 88-590, effective August 16, 1994), the Illinois Pseudorabies Control Act [510 ILCS 90], and the Illinois Swine Brucellosis Eradication Act [510 ILCS 95].

5) A Complete Description of the Subjects and Issues Involved: Proposed amendments to Section 105.30 and 105.90 add the requirement that a permit issued by the Department accompany all feral swine and swine for breeding purposes before being allowed to enter Illinois. These proposed amendments were reviewed and approved by the Advisory Board of Livestock Commissioners on August 4, 1994.

6) Will this proposed rule replace an emergency rule in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? No

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Rule does not affect units of local governments.

11) Time, Place and Manner in which interested persons can comment on this proposed rulemaking:

A 45-day written comment period will be granted for receiving comments from the public. This comment period will begin on the day the notice of rulemaking appears in the Illinois Register. Comments should be sent to the attention of Debbie Wakefield, Department of Agriculture, State Fairgrounds, P.O. Box 19281, Springfield, Illinois 62794-9281.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses affected: Persons importing swine.

B) Reporting, bookkeeping or other procedures required for

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

compliance: A permit must be obtained from the Department which must accompany all feral swine and swine for breeding purposes before being allowed to enter Illinois. No fee will be charged for this permit.

D) Types of professional skills necessary for compliance: Basic management and recordkeeping.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

TITLE 8: AGRICULTURE AND ANIMALS

CHAPTER I: DEPARTMENT OF AGRICULTURE

SUBCHAPTER b: ANIMALS AND ANIMAL PRODUCTS

(EXCEPT MEAT AND POULTRY INSPECTION ACT REGULATIONS)

PART 105

SWINE DISEASE CONTROL AND ERADICATION ACT

- Section
- 105.5 Definitions
- 105.10 Swine Entering Illinois for Feeding Purposes Only
- 105.20 Quarantine of Imported Feeder Swine
- 105.30 Swine Entering Illinois for Breeding Purposes
- 105.40 Pseudorabies (Aujeszky's Disease) in Swine (Repealed)
- 105.41 General Requirements for Qualified Pseudorabies Negative, Controlled Vaccinated and Feeder Swine Pseudorabies Monitored Herds (Repealed)
- 105.42 Requirements for Establishing and Maintaining Qualified Pseudorabies Negative Herds (Repealed)
- 105.44 Requirements for Establishing and Maintaining Pseudorabies Controlled Vaccinated Swine Herds (Repealed)
- 105.46 Requirements for Establishing and Maintaining Feeder Swine Pseudorabies Monitored Herds (Repealed)
- 105.50 Official Pseudorabies Test (Repealed)
- 105.60 Pseudorabies Test Requirements for Intrastate Movement (Repealed)
- 105.70 Pseudorabies Testing of Feeder Swine (Repealed)
- 105.80 Feeder Swine (Repealed)
- 105.90 Feral Swine

AUTHORITY: Implementing and authorized by the Illinois Swine Disease Control and Eradication Act [510 ILCS 100] (See P.A. 88-590, effective August 16, 1994), the Illinois Pseudorabies Control Act (510 ILCS 90), and the Illinois Swine Brucellosis Eradication Act [510 ILCS 95].

SOURCE: Rules and Regulations Relating to the Illinois Swine Disease Control and Eradication Act, filed February 24, 1975, effective March 6, 1975; 2 Ill. Reg. 24, p. 31, effective June 15, 1978; 2 Ill. Reg. 46, p. 10, effective November 11, 1978; 3 Ill. Reg. 33, p. 341, effective January 1, 1980; 5 Ill. Reg. 3, p. 745, effective January 2, 1981; 5 Ill. Reg. 45, p. 12100, effective October 27, 1981; codified at 5 Ill. Reg. 10461; 5 Ill. Reg. 13619, effective December 4, 1981; amended at 8 Ill. Reg. 5998, effective April 23, 1981; amended at 9 Ill. Reg. 2236, effective February 15, 1985; amended at 9 Ill. Reg. 18435, effective November 19, 1985; amended at 10 Ill. Reg. 9758, effective May 21, 1986; amended at 11 Ill. Reg. 10187, effective May 15, 1987; amended at 11 Ill. Reg. 10538, effective May 21, 1987; amended at 12 Ill. Reg. 3440, effective January 22, 1988; amended at 13 Ill. Reg. 3715, effective March 13, 1989; amended at 14 Ill. Reg. 1961, effective January 19, 1990; amended at 14 Ill. Reg. 15322, effective September 10, 1990; amended at 16 Ill. Reg. 11799, effective July 8, 1993; emergency amendment at 17 Ill. Reg. 5910, effective March 17, 1993, for a maximum of 150 days; amended at 17 Ill. Reg.

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

14010, effective August 16, 1993; amended at 18 Ill. Reg. 1880, effective January 24, 1994; amended at 18 Ill. Reg. _____, effective _____.

Section 105.30 Swine Entering Illinois for Breeding Purposes

- a) Swine for breeding purposes, except feral swine, may enter Illinois provided they are accompanied by a permit from the Department and an official health certificate.

- b) Official health certificate shall:

- 1) Be issued by an accredited veterinarian of the state of origin or by a veterinarian in the employ of the United States Department of Agriculture;
- 2) Be approved by the Animal Health Official of the state of origin;
- 3) Identify each animal by registration number, ear tag, tattoo, or ear notch approved by the respective breed registry;
- 4) Show the swine are free from visible evidence of contagious, infectious, or communicable diseases;
- 5) Show that the swine are not from a quarantined herd and/or area;
- 6) Show any swine more than 4 months of age to be negative to an official test for brucellosis, conducted by an approved laboratory within 30 days prior to entry, OR that the swine originate from a validated brucellosis-free herd, with validated herd number and validation date listed on the health certificate, OR that the swine originate from a validated brucellosis-free area (Swine Brucellosis Eradication Uniform Methods and Rules (May 6, 1992 as amended February 2, 1993; as approved by the United States Animal Health Association, P.O. Box K227, Suite 114, 1610 Forest Avenue, Richmond, Virginia 23228)).
- 7) Show any swine to be negative to an official test for pseudorabies conducted by an approved laboratory within 30 days prior to entry OR that the swine originated from a qualified pseudorabies negative herd, with the qualified herd number and qualification date listed on the health certificate, OR that the swine originated from a country that meets the requirements for Stage V or from a state that has been classified as Stage IV or State V under the Pseudorabies Eradication State-Federal-Industry Program Standards (January 1, 1993) as approved by the United States Animal Health Association (P.O. Box K227, Suite 114, 1610 Forest Avenue, Richmond, Virginia 23228). If there are multiple pseudorabies classifications within a state, the lowest classification shall be recognized by this Department as the classification for that entire state. Incorporation by reference does not include any amendments or editions beyond the date specified.

c) Permits:

- 1) Permits to import breeding swine shall be issued by telephoning

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

or writing the Department.

- 2) Applicant for permit shall furnish the following information to the Department:
 Name and mailing address of Illinois destination;
 Name and address of consignor; and
 Number of swine in shipment.

- 3) Grounds for refusal to issue a permit are:

- A) Violation of the Act or any rule of this Part; and
 B) Presence of a disease which might endanger the Illinois swine industry.

- d) Imported breeding animals shall be kept isolated until a percentage of the imported breeding swine are retested and negative to an official test for pseudorabies conducted not less than 21 days nor more than 90 days after entering Illinois. If the number of imported breeding animals is 35 or less, all or at least 10 animals, whichever is less, are to be tested. If more than 36 imported breeding animals are involved, a minimum of 30 percent or 30 animals, whichever is less, is to be tested. Swine originating from a country that meets the requirements for Stage V or a state that has been classified as Stage IV or Stage V under the Pseudorabies Eradication State-Federal-Industry Program Standards are exempt from the isolation and retest provisions. If there are multiple pseudorabies classifications within a state, the lowest classification shall be recognized by this Department as the classification for that entire state.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 105.90 Feral Swine

- a) Feral swine may enter Illinois for any reason provided they are accompanied by a permit from the Department and an official health certificate.
- b) The official health certificate shall:
- 1) be issued by an accredited veterinarian of the state of origin or by a veterinarian in the employ of the United States Department of Agriculture;
 - 2) be approved by the Animal Health Official of the state of origin;
 - 3) identify each animal by ear tag;
 - 4) show the swine are free from visible evidence of contagious, infectious, or communicable diseases;
 - 5) show the swine are not from a quarantined herd and/or area;
 - 6) show any swine more than 4 months of age to be negative to an official test for brucellosis, conducted by an approved laboratory within 30 days prior to entry; and
 - 7) show any swine to be negative to an official test for pseudorabies conducted by an approved laboratory within 30 days prior to entry.

DEPARTMENT OF AGRICULTURE

NOTICE OF PROPOSED AMENDMENTS

c) Permits:

- 1) Permits to import feral swine shall be issued by telephoning or writing the Department.
- 2) Applicant for permit shall furnish the following information to the Department:
 Name and mailing address of Illinois destination;
 Name and address of consignor; and
 Number of swine in shipment.

- 3) Grounds for refusal to issue a permit are:

- A) Violation of the Act or any rule of this Part;
 B) Presence of a disease which might endanger the Illinois swine industry.

- d) A percentage of the swine shall be retested and negative to an official test for pseudorabies conducted not less than 30 days nor more than 90 days after entering Illinois. If the number of animals is 35 or less, all or at least 10 animals, whichever is less, are to be tested. If more than 36 animals are involved, a minimum of 30 percent or 30 animals, whichever is less, is to be tested.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Civil Service Commission

2) Code Citation: 80 Ill. Adm. Code 1

3) Section Numbers: Proposed Action:

1.10	Amended
1.40	Repealed
1.45	Renumbered
1.50	Amended
1.80	Amended
1.90	Amended
1.100	Amended
1.120	Amended
1.130	Amended
1.140	Renumbered
1.141	Renumbered, amended
1.142	Renumbered
1.143	Renumbered
1.145	New
1.146	New
1.147	New
1.150	Amended
1.154	New
1.158	New
1.160	Amended
1.170	Amended
1.180	Repealed
1.190	Amended
1.200	Amended
1.205	New
1.210	Amended
1.212	New
1.216	New
1.218	New
1.220	Amended
1.222	New
1.224	New
1.226	New
1.230	Amended
1.232	New
1.233	New
1.234	New
1.235	New
1.236	New
1.237	New
1.240	Amended
1.250	Amended
1.270	Amended

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

1.280	Amended
1.290	Amended
1.300	Amended
1.302	Renumbered, amended
1.310	Repealed
1.320	Renumbered
1.330	Renumbered
1.340	Renumbered
1.350	Renumbered

4) Statutory Authority: Implementing and authorized by Section 10 of the Personnel Code [20 ILCS 415/10]

5) Complete Description of the Subjects and Issues Involved: This rulemaking governs the conduct of contested hearings held before the Commission and the regulatory actions for which the Commission is responsible in order to ensure compliance with the Personnel Code.

Contested hearings lie in the areas of discipline appeals, most typically discharge of an employee from a certified employment position, appeals of layoff, and appeals of allocation. With regard to regulatory matters the rules govern Commission actions in approval of requests for exemption of Code coverage for policy making positions and also approval of amendments to the plan of classification of positions of employment subject to the Code. The rules are also amended to provide for more detailed information about requests to the Commission for information and also for an A.D.A. grievance procedure.

6) Will this proposed amendment replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed amendment contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to BRUCE J. FINNE, EXECUTIVE DIRECTOR, ILLINOIS CIVIL SERVICE COMMISSION, 425 1/2 SOUTH FOURTH STREET, SPRINGFIELD, ILLINOIS 62701. The Commission will consider all written comments it receives within 30 days after the publication of this notice.

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not Applicable.
- B) Types of small business affected: None.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: None.

The full text of the Proposed Amendments begins on the next page:

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE A: MERIT EMPLOYMENT SYSTEMS
CHAPTER I: CIVIL SERVICE COMMISSION

PART 1

CIVIL SERVICE COMMISSION

Section

- 1.10 Meetings of the Commission
- 1.140 Procedures Before the Commission (Repealed)
- ~~1.320~~1.45 Classification Plan
- 1.50 Ex Parte Consultations
- 1.80 Declaratory Rulings
- 1.90 Allocation Appeals Procedure
- 1.100 Appeal of Layoff
- 1.110 Allegations of Personnel Code and Rule Violations
- 1.120 Appeal of Geographical Transfers
- 1.130 Appeals of Disciplinary Action or Demotion
- 1.140 Response to Proposed Decisions (Renumbered)
- ~~1.330~~1.141 Collective Bargaining Agreements
- ~~1.340~~1.142 Jurisdiction B Exemptions
- ~~1.350~~1.143 Orders of Compliance
- ~~1.320~~1.145 Appearances - Representation
- 1.146 Service of Pleadings
- 1.147 Appeal Hearing File
- 1.150 Filing Procedure - Computation of Time
- 1.154 Notice, Time, and Place of Hearing
- 1.158 Public Hearing - Recording - Confidentiality
- 1.160 Disciplinary Charges and Amendments
- 1.170 Cause for Discharge
- 1.180 Conduct of Hearings (Repealed)
- 1.190 Subpoena - Fees and Mileage of Witnesses
- 1.200 Authority of Hearing-Officer Administrative Law Judge
- 1.205 Motions
- 1.210 Extensions of Time - Continuances of Hearing - Waivers of Compensation for Continuances
- 1.212 Consolidation
- 1.216 Qualification of Administrative Law Judge
- 1.218 Disqualification of Administrative Law Judge
- 1.220 Discovery
- 1.222 Evidence Depositions
- 1.224 Prehearing Conference
- 1.226 Stipulations
- 1.230 Default
- 1.232 Burden of Proof
- 1.233 Evidence
- 1.234 Offer of Proof
- 1.235 Exhibits
- 1.236 Order of Hearing

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

- 1.237 Hostile Witness
 1.240 Interlocutory Appeal
 1.250 Past Work Record
 1.260 Oral Argument Before the Commission
 1.270 Authority of Commission to Modify Hearing-Officer's Administrative Law Judge's Decision - Finality of Decision
 1.280 Record of Proceedings
 1.290 Remandment
 1.300 Administrative Review
 1.310 Response to Proposed Decisions
 1.320 Personnel Rules (Repealed)
 1.320 Classification Plan (Renumbered)
 1.330 Collective Bargaining Agreements (Renumbered)
 1.340 Jurisdiction B Exemptions (Renumbered)
 1.350 Orders of Compliance (Renumbered)

AUTHORITY: Implementing and authorized by Section 10 of the Personnel Code (Ill. Rev. Stat. 1991, ch. 127, par. 63b10) [20 ILCS 415/10].

SOURCE: Adopted June 28, 1972; rules repealed and new rules adopted at 6 Ill. Reg. 3551 and 3553, effective March 23, 1982; codified at 8 Ill. Reg. 16419; amended at 9 Ill. Reg. 15826, effective October 4, 1985; amended at 18 Ill. Reg. _____, effective _____.

Section 1.10 Meetings of the Commission

- a) The Illinois Civil Service Commission (hereinafter called "Commission") shall hold an open and public meeting each month. The meetings shall be held when practicable on alternate months in Chicago and Springfield.
 b) A schedule of meeting dates shall be made at the beginning of each calendar year stating the date, time, and place of the monthly meetings.
 c) Changes in regular meeting dates and the holding of special meetings shall be made in compliance with the Illinois Open Meetings Act [5 ILCS 120] and the Illinois Personnel Code [20 ILCS 415].
 d) Meetings may be held by telephone conference call or by video conferencing if done in compliance with all applicable laws.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.40 Procedures Before the Commission (Repealed)

~~The provisions of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1-101 et seq.) concerning procedures in contested cases shall be applicable in all proceedings before this Commission.~~

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Section 1.320 1.45 Classification Plan

The Commission will review the class specifications requiring Commission approval under the Classification Plan and will approve those which meet the requirements of the Personnel Code and Personnel Rules and conform to the following currently accepted principles of position classification:

- a) The specifications are descriptive of the work being done or which will be done;
 b) Identifiable differentials are set forth among classes which are sufficiently significant to permit the assignment of individual positions to the appropriate class;
 c) Reasonable career promotional appointments are provided;
 d) The specifications provide a reasonable and valid basis for selection screening by merit examinations;
 e) All requirements of the positions are consistent with classes similar in difficulty, complexity, and nature of work.

(Source: Section 1.45 renumbered from Section 1.320 at 18 Ill. Reg. _____, effective _____)

Section 1.50 Ex Parte Consultations

- a) Except in the disposition of matters which they are authorized by law to entertain or dispose of on an ex parte basis, neither commission members, employees, nor ~~hearing-examiners~~ Administrative Law Judges, shall, after notice of hearing in a contested case, communicate, directly or indirectly, in connection with any issue of fact, with any person or party, or in connection with any other issue with any party or his representative, except upon notice and opportunity for all parties to participate. ~~However, a commission member may communicate with other members of the Commission, and a commission member or hearing-examiner may have one aid and advice of one or more personal assistants.~~

- b) Communications regarding procedure, such as format of pleadings, number of copies required, manner of service, status of proceedings, and continuances are not considered to be ex parte communications. However, requests for continuances shall not be granted until the opposing party is notified either orally or in writing that a request is going to be made.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.80 Declaratory Rulings

- a) Upon petition from an interested or affected person or agency the Commission ~~shall~~ may make declaratory rulings as to material questions

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

involving the applicability and interpretation of the Personnel Code, the Personnel Rules of the Department of Central Management Services (80 Ill. Adm. Code 301, 302, 303, 304 and 305) or any order or final decision of the Commission.

- b) The Commission may refuse to issue such rulings if the question is in issue in a contested case before the Commission or if the ruling would not resolve a substantial issue of law.

- c) Declaratory rulings shall not be appealable but are only advisory.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.90 Allocation Appeals Procedure

- a) An employee shall, within 15 days of receipt of the Director of the Department of Central Management Services' decision on reconsideration, serve notice upon the Commission of his intent to appeal the reconsideration decision of the Director. A copy of the notice of intent shall be served upon the Director of the Department of Central Management Services. Such notice should state the name of the employee, his appointing agency, a description of the disputed classification issue, and the class for which the employee is appealing.

- b) Upon receipt of a notice of intent to appeal, the Director of the Department of Central Management Services shall file with the Commission within 20 days a submission setting forth the facts and reasons for the reconsideration decision. A copy shall be served upon the employee. In such submission there shall be a clear and brief recitation of all relevant facts, argumentative facts, and documentary evidence submitted in exhibit form.

- c) Within 20 days of the receipt of the Director's submission, the employee shall file with the Commission an answer setting forth all relevant facts, argumentative facts, and documentary evidence in exhibit form. A copy of such answer shall be served upon the Director of the Department of Central Management Services. The employee shall point out with particularity his disagreement with the submission of the Department of Central Management Services.

- d) Within 30 days of receipt by the Commission of the submissions of the parties notification will be served by the Commission of a date of hearing which shall be held for the purpose of presenting argument and/or accepting evidence on material and substantial issues of fact. By agreement of the parties and Commission the hearing may be waived.

- e) If either party intends to present evidence at the hearing on a material issue of fact notice of that intent shall be served on the opposing party 15 days before the date of hearing. The notice shall set forth the material and substantive issue of fact on which the party intends to present evidence.

- fe) Parties may represent themselves, be represented by counsel, or by other representatives as they may elect.

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

- gf) After the completion of the hearing a proposal for decision by the hearing officer Administrative Law Judge shall be served upon the parties. The parties shall have 20 15 days after service to file written comments and arguments before the Commission renders its final decision. The filing of the parties' response shall be in accordance with Section 1.150 of this Part.

- g) Employees who are subject to collective bargaining agreements which permit an appeal to the Commission of class study reclassifications not resolvable under the applicable contract shall use the procedure set forth in this rule if they appeal to the Commission.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.100 Appeal of Layoff

- a) An appeal of layoff shall be filed with the Commission by the affected employee within 15 calendar days following the effective date of layoff. The effective date of layoff is that date designated by the Director of Central Management Services in his the approved notice of layoff which is served on the employee.

- b) The appeal shall set forth with particularity a statement of facts and a designation of the applicable provisions of the Personnel Code or Rules of the Department of Central Management Services which are alleged to have been violated.

- c) An investigation shall be conducted by the Commission and the proposed findings shall be served upon all parties to the dispute. The parties shall then have 21 days to file in the office of the Commission a response to the proposed findings and a request for hearing if either party so desires.

- d) If in the judgment of the Commission a substantial issue of fact or law exists which cannot be resolved by investigation the parties will be notified of a date of hearing. The notice will set forth a short statement of the issue of fact and/or law. If the Commission determines that no material issue of fact or law exists it will issue its decision based upon the findings of the investigation and the parties' responses thereto.

- e) After the completion of a hearing a proposal for decision by the hearing officer shall be served upon the parties. The filing of the parties' response shall be in accordance with Section 1.150 of this Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.120 Appeal of Geographical Transfers

- a) In appeals to the Commission from permanent transfers from one geographical area in the State to another, the employee shall have the

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

burden of introducing sufficient, competent, and credible evidence showing that the transfer was unreasonable, unjust, or capricious and was not a bona fide attempt to serve the best interests of the operating agency.

b) Under normal circumstances, a transfer of an employee for a period in excess of 60 days will be considered a permanent transfer.

c) The appeal of geographical transfer shall be filed with the Commission within 15 days of the date the employee is required to report to the new location.

d) After the completion of the hearing a proposal for decision by the hearing officer shall be served upon the parties. The parties shall file written comments and arguments before the Commission renders its final decision. The filing of the parties' response shall be in accordance with Section 1.150 of the Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.130 Appeals of Disciplinary Action or Demotion

a) A certified employee who has been served with written charges approved by the Director of Central Management Services for removal, discharge, demotion, or suspension for a period of more than 30 days within a twelve-month period, may appeal to the Civil Service Commission. Such appeal shall be in writing and filed with the Commission within 15 days of receipt of such approved charges.

b) After the completion of the hearing a proposal for decision by the hearing officer shall be mailed to the parties. The parties may then file written comments and arguments before the Commission renders its final decision. The filing of the parties' response shall be in accordance with Section 1.150 of this Part.

b) Employees whose positions are subject to collective bargaining agreements may appeal disciplinary actions either through the procedure set forth in the agreement or through the Commission but not both.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.140 Response to Proposed Decisions (Renumbered)

(Source: Section 1.140 renumbered to Section 1.302 at 18 Ill. Reg. _____, effective _____)

Section 1.302.141 Collective Bargaining Agreements

The Commission shall give full recognition and effect to provisions of collective bargaining agreements reached under Executive Order 6-6 (1973) unless a provision directly conflicts with the Personnel Code or Rules of the

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Department of Central Management Services with regard to merit principles or the competitive examination system in which case the Code or Rule shall prevail relating to wages, hours, and conditions of employment reached under the provisions of the Illinois Public Labor Relations Act [5 ILCS 315].

(Source: Section 1.141 renumbered from Section 1.330 and amended at 18 Ill. Reg. _____, effective _____)

Section 1.340.142 Jurisdiction B Exemptions

a) Before a position shall qualify for exemption from Jurisdiction B under Section 4d(3) of the Personnel Code, the position shall be directly responsible to:

- 1) The Governor, or
- 2) A departmental director or assistant director appointed by the Governor, or

3) A board or commission appointed by the Governor, or

4) The head of an agency created by Executive Order, or the director or assistant director of an agency carrying out statutory powers, whose offices are created by the Governor subject to legislative veto under Article V, Section 11, of the Constitution of 1970, which agency head, director, or assistant director may themselves be subject to exemption under Section 4d(3), or

5) In an agency having a statutory assistant director, a deputy director exercising full line authority under the director for all operating entities of the agency, provided the statutory role of assistant director is vacant or is assigned clearly distinct and separate duties from the deputy director and as a colleague to him, or

6) A line position organizationally located between the director and/or assistant director and a subordinate statutorily exempt position(s), provided the position proposed for exemption has line authority over the statutorily exempt position(s), or

7) The elected head of an independent agency in the executive, legislative, or judicial branch of government.

b) If a position meets the above criterion, it must, in addition, be responsible for one or more of the following before it shall be approved as exempt:

- 1) Directs programs defined by statute and/or departmental, board, or commission policy or possess significant authority when acting in the capacity of a director of programs to bind the agency.
- 2) Makes decisions in exercising principal responsibility for the determination or execution of policy which fix objectives or state the principles to control action toward operating objectives of one or more divisions, such decisions being subject to review or reversal only by the director, assistant director, board, or commission.
- 3) Participates in the planning and programming of departmental, board, or commission activities, integrating the plans and

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

projections of related divisions, and the scheduling of projected work programs of those agencies.

- c) The Commission may upon its own action after 30 days notice to the Director of Central Management Services or upon the recommendation of the Director of the Department of Central Management Services rescind the exemption of any position which no longer meets the requirements for exemption as set forth in (a) and (b) of this Section. However, withdrawal of exemption shall be approved after the Commission has determined that an adequate level of managerial control exists in exempt status which will insure responsive and accountable administrative control of the programs of the agency.
- d) For all positions currently exempt by action of the Commission, the Director of Central Management Services shall inform the Commission promptly in writing of all changes in duties, responsibilities, organization, location, allocation, or identity.
- e) Prior to granting an exemption from Jurisdiction B the Commission will notify the incumbent of the position, if any, of its proposed action, whereupon the incumbent may appear at the Commission meeting at which such action is to be taken and present objections to such exemption.

(Source: Section 1.142 renumbered from Section 1.340 at 18 Ill. Reg. _____, effective _____)

Section 1.3501.143 Orders of Compliance

- a) The Commission may, from time to time, review and investigate personnel policies, actions, or activities and administrative practices to insure that they are in compliance with the Personnel Code. Such review and investigation will be utilized by the staff in rendering reports to the Commission.

- b) Findings by the Commission of probable discrepancies with respect to the Personnel Code or Rules, when communicated in writing to the Director of Central Management Services and the appropriate agency head, are considered as an order to the Director either to correct the probable discrepancy or to furnish an explanation to support a conclusion that a probable discrepancy does not exist. If, within 30 days after receipt of such order, neither appropriate corrective action has been initiated nor a satisfactory explanation has been submitted by the Director, the Commission may record such violations in the minutes of its meeting and take such other action as is appropriate to correct such violations.

(Source: Section 1.143 renumbered from Section 1.350 at 18 Ill. Reg. _____, effective _____)

Section 1.145 Appearances - Representation

Parties may choose to represent themselves or be represented by an attorney licensed to practice law in the State of Illinois. An attorney representing a

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

party shall file a written notice of appearance with the Commission identifying the attorney by name, address, telephone and facsimile number, and attorney registration number.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.146 Service of Pleadings

- a) Manner of Service. When copies of papers filed with the Commission are required to be served on the opposing party, these copies shall be served either personally or by first class mail.
- b) Proof of Service. Proof that these copies were served on the opposing party must be filed with the papers required to be filed with the Commission. Proof of service shall consist of the statement of the individual making service specifying the manner and date of such service.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.147 Appeal Hearing File

After an appeal to the Commission has been filed an appeal file shall be established which shall contain all documents pertinent to the appeal. Either party to the appeal may inspect the file during regular business hours in the office of the Commission.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.150 Filing Procedure - Computation of Time

- a) Filing and Form of Papers

1) The original copy of a complaint, appeal, pleading, written motion, notice or other paper, except for responses to proposed decisions which is governed by Section 1.140, must be filed in the Springfield office of the Commission. Holidays, Saturdays, and Sundays will be excluded from computing filing dates if the last day for filing falls upon a weekend or legal holiday, in which event the last date for filing would be the first business day subsequent to such weekend or legal holiday.

2) Papers shall be signed in ink by the party filing the paper or by his the party's representative and contain the address of the party, or if represented, the name, business address, and telephone number of such representative. Copies of all filed papers shall be served on all parties to the proceedings, and notice of such service shall be given to the Commission.

3) Each document shall show on the first page the caption, case

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

number assigned by the Commission, and shall identify the party on whose behalf the document is filed. The final page of each filed document shall contain the name, address, and telephone number of the attorney or the party if the party is self-represented.

- b) Notice
Notice to a designated representative is notice to his client. Notice to an employee who is not represented shall be served at the address specified in the employee's appeal or, in the absence of such specification, to the last address shown in the employee's personnel file.
- c) Computation of Time
Whenever a time period commences upon a person's receipt of service or notice and service is by mail, receipt shall be presumed to have occurred on the fourth day after mailing.
- d) Filing by Facsimile
Filings may be by facsimile if done in accordance with all other rules in this Part.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.154 Notice, Time, and Place of Hearing

Disciplinary hearings shall be scheduled for hearing within 30 days after the request for hearing is filed with the Commission. At least 10 days notice of the time and date of the first hearing shall be given to all parties. This may, however, be waived in an emergency. Ordinarily, appeals will be heard in the Commission's Chicago or Springfield office, but either party may request another location for the convenience of all parties.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.158 Public Hearing - Recording - Confidentiality

- a) All hearings shall be open to the public.
- b) Upon motion of either party the hearing may be closed to the public where testimony or exhibits would refer to and reveal matters which constitute an exception to public disclosure under the Illinois Freedom of Information Act [5 ILCS 140].
- c) Recording of hearings by devices used by individuals other than the officially designated stenographer or Administrative Law Judge is not allowed.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.160 Disciplinary Charges and Amendments

NOTICE OF PROPOSED AMENDMENTS

- a) Charges must be specific enough to apprise the employee of the nature and substance of the cause alleged for discharge. Written charges approved by the Director of Central Management Services seeking an employee's discharge, demotion, or suspension totaling more than 30 days in any twelve-month period, shall contain a specific statement of facts which allege the cause for the proposed action sought against the employee. If a breach of a statutory duty or a rule of the agency is alleged, the statute or rule shall be cited in connection with the charge.
- b) Charges shall be set forth in separately numbered paragraphs and contain the dates, names of persons, places, and facts necessary to properly allege cause.
- c) At any time prior to commencement of hearing or prior to the close of hearing the hearing officer Administrative Law Judge may upon motion of a party permit amendment of charges if no undue surprise results which would prejudice the opposing party's right to a prompt hearing or impose a substantial injustice on either side.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.170 Cause for Discharge

- a) Cause for discharge consists of some substantial shortcoming which renders the employee's continuance in his position in some way detrimental to the discipline and efficiency of the service and which the law and sound public opinion recognize as good cause for his the employee no longer holding the position.
- b) In addition to cause as defined in (a) of this Section, cause for discharge of individuals holding significant managerial positions shall consist of but not be limited to demonstrated inability to manage, organize, plan, execute, control, and/or evaluate agency programs and activities and/or
- 1) to initiate new and revised methods and procedures of agency programs and/or
 - 2) to fulfill all other such requirements which are a part of the managerial process.
- c) Charges for discharge based on causes considered remedial against individuals holding significant managerial positions referred to in (b) of this Section shall be preceded by reasonable warning in writing stating specifically the causes which if not remedied will result in charges for discharge being brought against the individual. In determining the appropriate penalty for an offense of which the employee is found guilty, the Commission shall consider the employee's performance record and the employee's length of continuous service unless the offense would warrant immediate discharge.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Section 1.180 Conduct of Hearings (Repealed)

- a) Witnesses
Each party at his own expense may call witnesses to testify in his own behalf and to have the aid of representatives. The parties may cross-examine opposing witnesses and present documentary evidence. Upon motion of either party or the hearing officer, witnesses may be excluded from the hearing.
- b) Evidence
The rules of evidence and privilege as applied in civil cases in the Circuit Courts of this State shall be followed. However, evidence not admissible under such rules of evidence may be admitted except where precluded by statute. If it is a type commonly relied upon by reasonably prudent persons in the conduct of their affairs:
- c) Opening and Closing Statements
1) Upon the opening of the hearing, the hearing officer may allow the petitioner and the respondent to make opening statements. Opening statements may not be made at any other time, except in the discretion of the hearing officer.
- 2) Upon the close of the hearing, each side may make a closing statement orally and/or by written brief at the discretion of the hearing officer, incorporating arguments of fact and law.
- d) Examination of Adverse Party or Agent
In the hearing of any case, any party or his agent may be called and examined as if under cross-examination at the instance of any adverse party. The party calling for the examination is not precluded thereby, but may rebut the testimony thus given by counter-testimony and may impeach the witness by proof of prior inconsistent statement.
- e) Hostile Witnesses
If the hearing officer determines that a witness is hostile or unwilling, the witness may be examined by the party calling him as if under cross-examination. The party calling an occurrence witness may, upon showing that he called the witness in good faith but is surprised by his testimony, impeach the witness by proof of prior inconsistent statements.
- f) Public Hearings
All hearings shall be public. Individuals who display disruptive behavior will be excluded from the hearing.
- g) Practice by Telephone
Upon request of either party and at the discretion of the hearing officer, motions, conferences, and arguments may be held by telephone conference call. In ruling on the motion, the hearing officer will consider factors including, but not limited to, potential savings of time, expenses of travel, and the importance of personal contact.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 1.190 Subpoena - Fees and Mileage of Witnesses

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

- a) Upon written request of either side, the Commission may issue subpoenas to compel the production of documents or persons having relevance to the issues of the dispute in a contested case.
- b) Witnesses at a hearing or investigation are entitled to the same fees and mileage as are allowed witnesses in civil cases in courts of record.
- a) Upon written request by a party to a contested case the Commission will issue a subpoena for attendance of a witness or production of books, papers, documents, or other tangible things at a hearing or deposition.
- b) Subpoena forms may be obtained by applying to the Executive Director at the Commission's Springfield office.
- c) Witness and Mileage Fees - The cost of service and witness and mileage fees shall be borne by the person requesting the subpoena. Witness and mileage fees shall be the same as are paid witnesses in the circuit courts of the State of Illinois.
- d) Service and Contents - The person requesting a subpoena shall be responsible for its service. A subpoena shall be served reasonably in advance of its return date. The subpoena shall state the number and address of the person initiating its issuance, and shall identify the person or evidence subpoenaed and the person to whom and the place, date, and the time at which it is returnable.
- e) Petition to Quash or Modify - Within five (5) days after service of a subpoena on any person, such person may file a petition to quash or modify said subpoena, stating reasons in support of such relief. A copy of the petition shall be served at the same time on the person serving the subpoena. Whenever a petition to quash a subpoena is properly filed under this Section the petitioner shall not be required to respond to such subpoena until the petition has been ruled upon.
- f) Any witness subpoenaed for a deposition may be required to attend only in the county in which he or she resides or maintains an office address, or in any other place ordered by the Administrative Law Judge.
- g) Enforcement - Whenever any person shall knowingly fail or refuse to comply with a subpoena served in accordance herewith, the party serving the subpoena or the Commission shall petition the appropriate circuit court pursuant to the Personnel Code for an order enforcing said subpoena.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.200 Authority of Hearing Officer Administrative Law Judge

The hearing officer Administrative Law Judge has the authority to conduct a hearing, take all necessary action to avoid delay, maintain order, and insure the development of a clear and complete record. The hearing officer Administrative Law Judge shall have all powers necessary to conduct a hearing

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

including the power to:

- a) Administer oaths and affirmations;
 - b) Regulate the course of hearings, set the time and place for continued hearings, fix times for filing of documents, provide for the taking of testimony by deposition if necessary, and generally conduct the proceedings according to generally recognized administrative law and this Part;
 - c) Examine witnesses and direct witnesses to testify;
 - d) Limit the number of times any witness may testify, limit repetitious or cumulative testimony and set reasonable limits on the amount of time each witness may testify and be cross-examination-examined;
 - e) Rule upon offers of proof and receive relevant evidence;
 - f) Direct parties to appear and confer for the settlement or simplification of issues, and to otherwise conduct prehearing conferences;
 - g) Dispose of procedural requests or similar matters;
 - h) Render findings of fact, ~~opinions~~ conclusions of law and recommendations for an order of the Commission;
 - ~~it Enter any order that further carries out the purpose of this Part.~~
 - i) Reprimand or exclude from the hearing any person for indecorous or improper conduct committed in the presence of the Administrative Law Judge;
 - j) Take official notice of generally recognized facts, administrative rules and regulations, and statutes;
 - k) Enter any order that further carries out the purpose of this Part.
- (Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.205 Motions

- a) Unless made orally on the record during a hearing, all motions shall be in writing and shall briefly state the order or relief requested and the specific grounds upon which relief is sought. Motions based on a matter which does not appear on record shall be supported by affidavit.
- b) A written motion shall be served at the same time upon all parties and filed with the Commission's Springfield office.
- c) Written motions and responses thereto should set forth the arguments and authorities relied upon to permit the Administrative Law Judge to make a decision without oral argument on the motion. Parties may request a hearing which will be granted or denied based on the need for a hearing according to the decision of the Administrative Law Judge.
- d) Within seven (7) days after service of a motion, a participant or party may file a response to the motion. If no response is filed, such participant or party shall be presumed to have waived objection to the granting of the motion, but such waiver of objection does not bind the Administrative Law Judge in the decision of the motion.

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Unless undue delay or material prejudice would result, the Administrative Law Judge will not grant any motion before expiration of the seven-day response period.
The moving person shall not have the right to reply, except as permitted by the Administrative Law Judge to prevent material prejudice.

- e) Upon request of any party, arguments on preliminary motions may be held by telephone conference call.
- (Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.210 Extensions of Time - Continuances of Hearing - Waivers of Compensation for Continuances

- a) The Commission, or ~~a hearing officer~~ an Administrative Law Judge appointed by it to conduct a hearing may, for good cause shown on timely motion after notice to the opposite party, extend the time for filing any pleading or paper or may continue the date of a scheduled hearing for a limited period.
- b) Granting or denying a continuance of a scheduled hearing is within the discretion of the Commission or ~~its hearing officer~~ the Administrative Law Judge.
- c) Motions for extensions or continuances are not timely unless asserted at least 48 hours prior to the time scheduled for filing or hearing except for emergencies- including but not limited to serious illness, family death or emergency, or act of God relating to the party or the attorney for the party.
- d) The granting of a request for continuance by the employee in a discharge appeal will constitute a voluntary waiver by him of any claim to compensation for the period of such continuance if he is ordered retained in his position.
- e) Requests for continuances must be preceded by contacting the opposing party and asking for agreement to the continuance.
- f) An employee's request for the first continuance in the case of a disciplinary appeal must be made in writing.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.212 Consolidation

Two or more proceedings may be consolidated on motion of either party or the Administrative Law Judge where the cases involve common issues of law or fact, consolidation would not prejudice the rights of the parties, and consolidation would result in the efficient and expeditious resolution of cases.

(Source: Added at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

Section 1.216 Qualification of Administrative Law Judge

An Administrative Law Judge shall possess a license to practice law in the State of Illinois.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.218 Disqualification of Administrative Law Judge

a) An Administrative Law Judge assigned to a proceeding may, upon written request to and approval of the Executive Director, recuse himself or herself therefrom.

b) Whenever any party believes an Administrative Law Judge for any reason should be disqualified from conducting, or continuing to conduct, a proceeding assigned to him or her, such party may file a motion to disqualify the Administrative Law Judge, setting forth by affidavit the alleged grounds for disqualification. The Administrative Law Judge shall have seven (7) days after filing of the motion within which to enter a written ruling thereon. A copy of such ruling shall be served upon all parties. The Commission may, on its own motion, review rulings denying or granting a motion for disqualification.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.220 Discovery

a) Request-for-List-of-Persons-Having-Knowledge
Upon timely request made, either party must furnish to the other party a list of the names and addresses of persons having knowledge of relevant facts.

b) Right-to-Inspect-and-Interview
Any party or their representative shall have the right, upon timely motion, to inspect any relevant documents in the possession of or under the control of any other party and to interview employees having knowledge of relevant facts. Interviews of employees and inspection of documents shall be at times and places reasonable for the employee and for the employing agency.

c) Evidence-Depositions
Upon order of the hearing officer, the Civil Service Commission, its hearing officer or any party, may cause a deposition of any witness to be taken for use as evidence in a Commission proceeding. The deposition may be taken in the manner provided by law for depositions in civil actions in the courts of this State.

d) Admission-of-Fact-or-of-Genuineness-of-Documents
A party may serve on any other party a written request for the admission by the latter of the truth of any specified relevant fact set forth in the request or for the admission of genuineness of any relevant

documents described in the request. Copies of the documents shall be served with the request unless copies have already been furnished.

Discovery shall be attained through the following methods:

- a) Bill of Particulars - An employee who is the subject of disciplinary charges may request additional information regarding the charges. Written demands for relevant information concerning the charges shall be answered within ten (10) days of service unless objected to.
- b) Written Interrogatories - A party may direct written interrogatories to any other party. Such interrogatories shall be restricted to the subject matter of the complaint or defense and shall avoid placing undue detail, excessive burden, or expense on the answering party. Within ten (10) days after service the answering party shall serve on the propounding party an answer under oath or affirmation, or an objection to each interrogatory. Where appropriate a document may be served in answer to an interrogatory. Supplemental interrogatories shall not be allowed except on leave of the Administrative Law Judge for good cause shown.
- c) Production, Inspection, Copying or Photographing of Documents and Tangible Things - A party, by written request served upon the other parties, may require production for inspection, copying or photographing any document, object or tangible thing which is relevant to the subject matter of the complaint or defense. The party upon whom the request is served shall respond to the request within ten (10) days, stating with respect to each item or category that inspection and related activities will be permitted as required, unless the request is objected to, in which event the reasons for objection shall be stated.

d) List of Witnesses and Documents - Upon timely request prior to a hearing on the merits each party to the proceeding shall serve on the other party:

- 1) A list of names and home or work addresses of the witnesses the party proposes to call in its case in chief.
- 2) All documents the party proposes to offer in its case in chief.
- 3) All written or recorded statements of the party's witnesses which may be used by an adverse party for the purpose of cross-examination.

e) Deposition - A party may take discovery depositions either for good cause shown or by agreement. A discovery deposition, taken for good cause or by agreement, may be taken only upon leave of the Administrative Law Judge. No party shall serve a notice of deposition without leave of the Administrative Law Judge.

f) Admission of Fact or of Genuineness of Documents - A party may serve on any other party a written request for the admission by the latter of the truth of any specified relevant fact set forth in the request or for the admission of genuineness of any relevant documents described in the request. Copies of the documents shall be served with the request unless copies have already been furnished.

g) Privileges - All matters that are privileged against disclosure in

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

civil cases in the courts of the State of Illinois shall be privileged against disclosure through any discovery procedure hereunder.

- h) Limitation of Discovery - At any time the Administrative Law Judge may, on his/her own motion or on motion of any party or witness, make such protective orders as justice and fairness may require, denying, limiting, conditioning or regulating discovery to prevent unreasonable annoyance, expense, embarrassment, disadvantage or oppression.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.222 Evidence Depositions

Upon order of the presiding officer or by agreement of the parties, a deposition of any witness may be taken for use as evidence in a Commission proceeding. The depositions may be taken in the manner provided by law for depositions in civil actions in the courts of this State.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.224 Prehearing Conference

- a) Upon written notice by the Administrative Law Judge in any proceeding, parties or their attorneys may be directed to appear at a specified time and place for a conference, prior to or during the course of hearing for the purposes of:

- 1) Simplifying the issues;
- 2) Amending the pleadings for clarifications, amplification, or limitation;
- 3) Making admissions of facts or stipulating to the admissibility of any matters to expedite the hearing;
- 4) Limiting the number of witnesses;
- 5) Exchanging prepared testimony and exhibits; and
- 6) Aiding in the simplification of the evidence and disposition of the proceeding.

- b) After a prehearing conference, the Administrative Law Judge shall provide all parties with a statement which recites:

- 1) Any ruling on motions or other actions taken by the Administrative Law Judge;
- 2) Any agreements made by the parties as to any of the matters considered; and
- 3) Those issues remaining for hearing.

- c) A stenographer may be present to transcribe the proceedings at a prehearing conference. All costs related to the stenographic services shall be borne by the party requesting such service.

(Source: Added at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Section 1.226 Stipulations

The parties to any proceeding may, by stipulation in writing filed with the Commission or entered orally in the record, agree upon the facts or any part thereof involved in the proceeding. It is the policy of the Commission to encourage stipulations of fact whenever practicable.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.230 Default

Failure of a party to appear on the date set for hearing or failure to file materials or submissions required by this Part or by order of the Hearing officer Administrative Law Judge or Commission, shall constitute a default. The hearing officer Administrative Law Judge may upon motion of the party who has appeared or upon his or her own motion dismiss the appeal subject to approval of the Commission.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.232 Burden of Proof

- a) The proponent of any matter asserted shall have the burden of proof to establish by a preponderance of evidence that the matter asserted is more probably true than not true.

- b) When a party has the burden of proof and establishes the matter asserted by the required quantity of evidence, the party has made a prima facie case, and the burden of disproving the matter asserted goes to the opposing party by the same quantity of evidence.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.233 Evidence

- a) Irrelevant, immaterial or unduly repetitious evidence shall be excluded. The rules of evidence and privilege as applied in civil cases in the circuit courts of Illinois shall be followed. However, evidence not admissible under such rules of evidence may be admitted (except where precluded by statute) if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs.
- b) Objections to evidentiary offers may be made and shall be noted in the record.

(Source: Added at 18 Ill. Reg. _____, effective _____)

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

Section 1.234 Offer of Proof

Any party who has had evidence excluded may make an offer of proof.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.235 Exhibits

- a) Marking - All exhibits shall be marked by a stenographer designated to record the hearing in numerical order with a party designation.
- b) Designation of Part of Document as Evidence - When relevant material matter offered into evidence is included in a book, paper, or document containing other material not relevant, the person offering the same must plainly designate the matter so offered.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.236 Order of Hearing

- a) The Administrative Law Judge shall open the hearing by explaining the procedure to be followed in the hearing. Upon motion of either party or at the discretion of the Administrative Law Judge any or all witnesses may be sequestered.
- b) Preliminary matters such as objection to charges, disputes involving discovery, stipulation of facts and documents, and scheduling of witnesses may be resolved.
- c) Each party shall be given the opportunity to make a brief opening statement identifying the issues and indicating what is to be proven.
- d) All witness shall testify under oath or affirmation.
- e) Each party may conduct such cross-examination as shall be required for a full and true disclosure of the facts. The Administrative Law Judge may also examine witnesses.
- f) Before closing the hearing the Administrative Law Judge may allow both parties the opportunity to make brief oral or written closing statements.

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.237 Hostile Witness

If the Administrative Law Judge determines that a witness is hostile or unwilling, examination of the witness by the calling party may be conducted as if under cross-examination. The party calling an occurrence witness may, upon showing the witness was called in good faith but the calling party is surprised by the testimony, impeach the witness by proof of prior inconsistent statements.

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

(Source: Added at 18 Ill. Reg. _____, effective _____)

Section 1.240 Interlocutory Appeal

When in the course of a hearing the hearing-officer Administrative Law Judge finds a question of law, fact, or policy that if resolved by the Commission will materially advance the resolution of the dispute the hearing-officer Administrative Law Judge on his own motion or the motion of one of the parties may refer the issue to the Commission for resolution.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.250 Past Work Record

In a disciplinary hearing the performance records of the employee or past disciplinary records are relevant for the purpose of mitigation or aggravation of penalty in the event the employee is found guilty of the disciplinary charge.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.270 Authority of Commission to Modify Hearing---Officer's Administrative Law Judge's Decision - Finality of Decision

- a) The Commission shall have the authority to affirm, reverse, modify, or set aside in whole or in part the decision of the hearing-officer Administrative Law Judge.
- b) A decision or action of the Commission shall become final at the time it is made in writing and announced at an open and public meeting of the Commission and cannot be further reviewed by or appealed to the Commission.
- c) The Commission's final administrative decision shall be served on the parties or their legal representative by United States mail to the last known address of the party or counsel.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.280 Record of Proceedings

- a) Oral proceedings in all contested cases shall be recorded stenographically and the agency which is a party to the proceedings shall arrange for its transcription and filing at the record in the Springfield office of the Commission unless such requirement is waived by the Commission or its hearing-officers at a pretrial conference.

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

- a) Whenever a hearing is held under the Code or these rules, it shall be recorded by stenographic or other means which adequately preserves the record. The Administrative Law Judge or Commission may order that the recording be transcribed. The agency which is a party to the hearing shall bear the costs of the stenographer and original transcript. Parties who order copies of the transcript are responsible for the cost of the copies.
- b) The written record of the proceeding shall be filed with the Commission within ten days of the receipt of the transcript of the final hearing by either the agency or its representative. Written notice of filing shall be served on all parties to the proceedings.
- c) Any such record will be available for examination by the public at reasonable times in the Springfield office; and, upon written request made at least forty-eight (48) hours (exclusive of Saturdays, Sundays, and official State holidays) in advance, the Commission will make any such record available for examination at its Springfield Chicago office.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.290 Remandment

Until the decision in a case is final, the Commission may remand it to the hearing-officer Administrative Law Judge for the purpose of taking additional evidence.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.300 Administrative Review

All final decisions of the Commission shall be subject to appeal by the parties to the proceedings under the "Administrative Review Act" (Ill. Rev. Stat. 1991, ch. 110, pars. 3-101 et seq.) [735 ILCS 5/Art.III] by the filing of a complaint and the issuance of summons within 35 days from the date that a copy of the Commission decision was served upon the party affected thereby. A decision is deemed to have been served either when personally delivered or when deposited in the United States mail in a sealed envelope or package, with postage prepaid, addressed to the party affected thereby at his last known residence or place of business.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1.401.302 Response to Proposed Decisions

- a) In a contested case where the members of the Commission have not heard the case or read the record, the findings and decision of the hearing

CIVIL SERVICE COMMISSION

NOTICE OF PROPOSED AMENDMENTS

officer Administrative Law Judge appointed by the Commission to conduct the hearing or the results of the investigation shall be mailed to the parties prior to the Commission rendering a final decision.

- b) Five-Six copies of the response shall be filed in the Springfield office of the Commission. The responses shall be accompanied by proof that a copy of the response was served upon the opposing side.

(Source: Section 1.302 renumbered from Section 1.140 and amended at 18 Ill. Reg. _____, effective _____)

Section 1.310 Personnel Rules (Repealed)

The-Commission-has-power-to-disapprove-new-rules-or-amendments-to-existing rules-submitted-by-the-Director-of-Central-Management-Services--Such-proposed new-rules-or-amendments-of-existing-rules-submitted-to-the-Commission-shall-be accompanied-by-a-report-of-proceedings-attending-the-prior-public-hearing required-by-law-with-respect-to-them--if-the-Commission-decides-not-to-disapprove new-rules-or-any-amendment-to-existing-rules-within-30-days-following-the receipt-from-the-Director-of-Central-Management-Services--the-new-rules-or amendments-have-the-force-and-effect-of-law-after-filing-by-the-Director-with the-Secretary-of-State

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 1.320 Classification Plan (Renumbered)

(Source: Section 1.320 renumbered to Section 1.45 at 18 Ill. Reg. _____, effective _____)

Section 1.330 Collective Bargaining Agreements (Renumbered)

(Source: Section 1.330 renumbered to Section 1.141 at 18 Ill. Reg. _____, effective _____)

Section 1.340 Jurisdiction B Exemptions (Renumbered)

(Source: Section 1.340 renumbered to Section 1.141 at 18 Ill. Reg. _____, effective _____)

Section 1.350 Orders of Compliance (Renumbered)

(Source: Section 1.350 renumbered to Section 1.143 at 18 Ill. Reg. _____, effective _____)

ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

1) Heading of the Part: Cost of Service

2) Code Citation: 83 Ill. Adm. Code 791

3) Section Numbers: Proposed Action:

791.10	New Section
791.20	New Section
791.30	New Section
791.40	New Section
791.50	New Section
791.60	New Section
791.70	New Section
791.80	New Section
791.90	New Section
791.100	New Section
791.200	New Section

4) Statutory Authority: Implementing Section 13-507 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/13-507 and 10-101].

5) A Complete Description of the Subjects and Issues Involved: Section 13-507 of the Public Utilities Act gives the Commission the authority to establish, by rule, appropriate methods for ensuring against cross-subsidization between competitive and non-competitive services. Specifically mentioned is the calculation of the long-run service incremental costs of providing any telecommunications service and, when appropriate, groups of services. The Section also covers the apportionment of value of facilities utilized and expenses incurred to provide both competitive and noncompetitive services. These proposed rules establish principle of cost causation and delineate the requirements of the studies.

6) Will these proposed rules replace an emergency rule currently in effect?
No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed rules contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: These proposed rules neither create nor expand any state mandate on units of local government, school districts, or community college districts.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the

Illinois Register with:

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: These rules will affect those small businesses as defined in the Illinois Administrative Procedure Act that are also telecommunications carriers offering both competitive and noncompetitive services except those carriers exempted by Section 13-504(b) of the Act. These rules will not affect small municipalities or not for profit corporations.

B) Reporting, bookkeeping or other procedures required for compliance: Long run service incremental cost studies to be filed with the Commission.

C) Types of professional skills necessary for compliance: Managerial and accounting skills.

The full text of the Proposed Rules begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER f: TELEPHONE UTILITIES

PART 791
COST OF SERVICE

Section 791.10	Carriers Subject to Cost Rules
791.20	Terminology
791.30	Cost Causation Principle
791.40	Methods and Assumptions
791.50	Cost Study Component Presentation
791.60	General Cost Study Components
791.70	Investment-related Cost Study Components
791.80	Annual Cost Study Components
791.90	Subsidy Tests
791.100	Required LRSIC Filings
791.200	Aggregate Revenue Test for Competitive Services

AUTHORITY: Implementing Section 13-507 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 13-507 and 10-101, as amended by P.A. 87-856, effective May 14, 1992) [220 ILCS 5/13-507 and 10-101].

SOURCE: Adopted at 18 Ill. Reg. _____, effective _____.

Section 791.10 Carriers Subject to Cost Rules

This Part applies to telecommunications carriers providing both competitive and noncompetitive services, except those carriers that are specifically exempted in Section 13-504(b) of the Act. See Sections 13-202, 12-309, and 13-210 of the Public Utilities Act ("Act") (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 13-202, 13-209, and 13-210, as amended by P.A. 87-856, effective May 14, 1992) [220 ILCS 5/13-202, 13-209, and 13-210].

Section 791.20 Terminology

- The long-run service incremental cost of a service ("LRSIC") is the forward-looking additional cost(s) incurred by the telecommunications carrier ("carrier") to provide the entire output of a service, including additional resources such as labor, plant, and equipment. Long-run service incremental cost excludes any costs, including common costs, that would be incurred if the service is not produced.
- Long-run costs are the economic costs over a planning horizon long enough so that there are no sunk inputs or costs.
- Forward-looking costs are the costs to be incurred by a carrier in the

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

provision of a service. These costs shall be calculated as if the service were being provided for the first time and shall reflect planned adjustments in the firm's plant and equipment. Forward-looking costs ignore embedded or historical costs; rather, they are based on the least cost technology currently available whose cost can be reasonably estimated based on available data.

- Volume-insensitive costs are costs that do not vary with changes in output.
- Volume-sensitive costs are costs that vary with changes in output of a particular service.
- A group of services that is referenced in this Part consists of those services that share a common network technology, element, or business function that is necessary and unique to the provision of all services in the group, and where that common network technology, element, or business function cannot be attributed to any one service or subgroup of services in the group.
- LRSIC of a group of services: Where additional resources are used in common and are necessary to provide a group of services, the long-run service incremental cost of that group of services includes the cost caused by the portion of such additional resources used solely by that group of services, including the LRSIC's of the individual services. Resources include labor, plant, and equipment.
- Common costs are those costs that a carrier must incur in order to operate that are not directly attributable to any particular service or to any group of services smaller than the group of services consisting of all the services of the carrier.
- Ad valorem taxes are those which are levied on the value of plant as determined by a governmental taxing authority (e.g., local property taxes levied against telephone plant).
- Capital costs are the recurring costs that result from expenditures for plant facilities which are capitalized. These annual capital costs include depreciation, cost of capital (return), and income taxes.
- Expenses are the cost or resources consumed in the production of revenue that are expensed rather than capitalized in accordance with the Uniform System of Accounts applicable to the carrier (83 Ill. Adm. Code 710).
- Investment is a long-term capital asset (normally with a life exceeding one year) which is depreciated rather than expensed in accordance with the Uniform System of Accounts applicable to the carrier (83 Ill. Adm. Code 710).
- Recurring costs are costs which will continue throughout the revenue producing life of the service. They include capital costs and expenses.
- Usable capacity is the maximum physical capacity of the equipment or resource less any capacity required for maintenance, testing or administrative purposes.

Section 791.30 Cost Causation Principle

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

Costs shall be attributed to individual services or groups of services based on the following cost causation principle. Costs are recognized as being caused by a service or group of services if:

- a) The costs are brought into existence as a direct result of providing the service or group of services, or
- b) The costs are avoided if the service or group of services is not provided.

Section 791.40 Methods and Assumptions

- a) The methodology and assumptions in this Part apply to cost studies required by this Part and the Act.
- b) Nothing in this Part shall require a carrier in any LRSIC study to account for, allocate, apportion, assign or reflect costs in any manner inconsistent with the Uniform System of Accounts (83 Ill. Adm. Code 710) or the Federal Communications Commission's Uniform System of Accounts (47 CFR 32).

c) Since LRSIC represents a measurement of the costs to a carrier of providing a service or group of services on a prospective basis over a planning horizon long enough to have no sunk inputs or costs, when determining the LRSIC of a service or a group of services, use of the following assumptions and methods shall be presumed reasonable:

- 1) The LRSIC study shall be based upon the locations of, and planned locational changes to, the existing network configuration;
- 2) To the fullest extent possible, volume-insensitive costs shall be directly attributed to particular services or, where shared by a group of services, to that group of services, consistent with the cost causation principle;
- 3) Volume-sensitive costs shall be directly attributed to the service that causes the costs, consistent with the cost causation principle;
- 4) The LRSIC study shall reflect the demand for the entire service that is affected by the business or regulatory decision at hand. If the LRSIC study is for a new service, the study shall include all demand forecasts used in the computations.

Section 791.50 Cost Study Component Presentation

All cost studies provided by a carrier shall specifically identify the components outlined in Section 791.60 when such components are incurred and directly attributable to the service being studied. Further detail on each component shall be provided where identified.

Section 791.60 General Cost Study Components

- a) Service description. Each cost study shall include a definition of the service being studied. This definition shall be in terms of technical characteristics, functionality, application, targeted market, and availability. The elements of the service shall also be

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

defined.

- b) Demand Information. The carrier shall provide the demand figures and/or forecast(s) used in the LRSIC computations and an explanation detailing the explicit and implicit assumptions and methods used to derive the figures and/or forecast(s). Demand forecasts for new services shall reflect total demand for the service, averaged over the projected revenue producing life of the service.
- c) Revenue life. Each cost study shall identify and provide a basis for the projected revenue producing life of the service or group of services.
- d) Economic life. Each cost study shall identify and provide a basis for the projected economic life of the equipment involved in providing the service or group of services.
- e) Input prices. Each cost study shall reflect input prices (e.g., the prices for materials, labor, and capital) that the carrier is actually expected to face. The carrier shall provide the underlying bases for projected changes in input price levels, using, wherever possible, projections based on market expectations and rates set in labor contracts. Where appropriate, costs shall be based on prevailing vendor prices or vendor prices under consideration that reflect volume discounts or term discounts off listed input prices. These discounts shall be reflected in the cost study.
- f) Factors. Whenever any factors are used to estimate costs, such as maintenance or labor costs, the basis for those factors shall be described in an annual filing with the Director of the Telecommunications Section in the Public Utilities Division of the Illinois Commerce Commission. Factors shall be based upon historical costs only to the extent that it can be demonstrated that those historical costs are relevant to the study of forward-looking costs. Any deviations in individual cost studies from factors filed on an annual basis shall be identified and explained in each cost study.
- g) Volume-insensitive costs. To the fullest extent possible, volume-insensitive costs shall be directly attributed to particular services or, where shared by a group of services, to that group of services.
- n) Volume-sensitive costs. Volume-sensitive costs shall be directly attributed to the service that causes the costs.
- i) The cost study shall include all relevant service-specific start-up costs, including installation costs.

Section 791.70 Investment-related Cost Study Components

- a) Material. The material component of investment shall be based on the most recent vendor prices, reflecting applicable discounts and all applicable taxes, for the hardware and software resources required to provide the service. The carrier shall provide a breakdown of the material involved in providing the service.
- b) Inventory and supply. The inventory and supply components shall reflect the costs to the company of inventory, administration, storage

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

- c) Labor investment. The labor investment component shall consist of the labor required to install and put into service capital assets. The labor investment component shall be divided into two components, vendor-related and carrier-related labor investment. Vendor-related labor investment shall include billed installation and engineering. Carrier-related investment may be calculated based on either account averages or product specific plant engineering and installation hours. Total labor costs shall be computed by multiplying the account average or product specific work time by the appropriate labor hours. Hourly labor rates shall include the operational wages, benefits, paid absence, tools, and miscellaneous expenses.
- d) Utilization factors. The utilization factor measures the usable capacity of a capital resource pursuant to the definition of usable capacity in Section 791.20(o). Investment shall be adjusted to reflect the usable capacity by dividing the dollar amount of investment by the utilization factor estimated pursuant to this Section.

Section 791.80 Annual Cost Study Components

a) Depreciation.

- 1) Depreciation shall represent the periodic recognition of investment cost as dictated by accounting rules (83 Ill. Adm. Code 710). Depreciation costs for a service shall be computed based upon the projected life of plant at age zero underlying the depreciation rates most recently approved by the Commission. (For purposes of a cost study submitted in a rate proceeding which includes a depreciation rescription proposal, a telecommunications carrier may, as an alternative, use the projected life of plant at age zero filed for approval in that proceeding, subject to final Commission action on rescription proposal.)

- 2) For a carrier seeking approval of an alternative regulatory plan under Section 13-506.1 of the Act, the Commission shall make a finding of, or adopt a methodology for determining the projected life of plant at year zero underlying the carrier's rates of depreciation for purposes of this Part in any order approving an alternative regulatory plan.

b) Cost of capital.

- 1) The cost of capital associated with an investment shall be the weighted average of the carrier's costs of debt and equity applied to the net investment. The development of this component shall be based upon the current amount and weighted cost of debt. Carriers shall use the cost of equity approved by the Commission in the carrier's last rate case. (For purposes of a cost study submitted in a rate proceeding in which the telecommunications carrier is presenting evidence on its cost of capital, the telecommunications carrier may, as an alternative, base the return components upon the costs submitted in the proceeding,

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

subject to the final Commission action on such issue.)

- 2) For a carrier seeking approval of an alternative regulatory plan under Section 13-506.1 of the Act, the Commission shall make a finding of, or adopt a methodology for determining the carrier's cost of equity for purposes of this Part in any order approving an alternative regulatory plan.
- c) Federal, state, and local income taxes. The Federal, state, and local income tax expenses shall be determined based on rates which are expected to be in effect at the time of the cost study development for the service. Since Federal, state, and local taxes are applicable, recognition shall be given to the "tax-on-tax" situation that results from the deductibility of state and local tax when Federal taxes are paid.
- d) Maintenance. Maintenance costs are those costs incurred to keep equipment resources in usable condition and the cost incurred to rearrange cable or other facilities, if applicable. In calculating the cost of a service, the carrier may use an investment-related annual maintenance factor to arrive at an annual maintenance cost estimate or service-specific maintenance cost for the service. If a maintenance factor is used, the factor shall be specific to investment and Expense accounts associated with the service. Maintenance costs may be based upon historical costs if it can be demonstrated that those historical costs are relevant to the study of forward-looking costs.
- e) Ad valorem taxes. For telecommunications services, an ad valorem tax factor shall be applied against investment. This factor shall be based on the quotient of the most current ad valorem taxes paid by the carrier divided by the carrier's total current investment.
- f) Other costs. Other service-specific costs shall be identified and attributed to particular services or groups of services and included in the cost study of those services or groups of services. These costs may be based upon historical costs if it can be demonstrated that those historical costs, in particular the estimated labor hours, are relevant to the study of forward-looking costs. In the case of labor costs, the carrier shall provide a breakdown of these costs to reflect loaded labor rates and estimated labor hours.

Section 791.90 Subsidy Tests

- a) A service is not being subsidized if the total revenue resulting from the service equals or exceeds the long-run service incremental cost of providing that service.
- b) A group of services is not being subsidized if the total revenue resulting from the group of services equals or exceeds the long-run service incremental cost of providing that group of services.

Section 791.100 Required LRSIC Filings

- a) An LRSIC study shall be filed with the Commission under the following

ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

circumstances:

- 1) For the service when a carrier offering or providing noncompetitive services files a tariff to reclassify a previously noncompetitive service as competitive;
- 2) For the service when a carrier offering or providing noncompetitive services files a tariff classifying a new service as competitive;
- 3) For the facilities and functionalities that are not specifically tariffed and are utilized in providing a service subject to the requirements of Section 13-505.1 of the Act, when a tariff for a subject service is filed;
- 4) For all noncompetitive services in any proceeding under Section 13-506.1 of the Act to implement an alternative form of regulation;
- 5) For a service when the Commission requests an LRSIC study in order to establish just and reasonable rates for such service.

Section 791.200 Aggregate Revenue Test for Competitive Services

- a) The competitive services of a carrier that provides both competitive and noncompetitive services shall provide revenues which equal or exceed the sum of the following:
 - 1) The sum of the LRSIC's of all competitive services, less the LRSIC's of noncompetitive tariffed elements that are imputed into the costs of services subject to imputation;
 - 2) The sum of the imputed costs of the noncompetitive tariffed elements that are inputs to competitive services subject to imputation; and
 - 3) The common costs that are to be allocated to competitive services pursuant to the relative LRSIC method. The portion of common costs that shall be recovered by competitive services in the aggregate shall be equal to the ratio of the amount in subsection (a)(3)(A) to the amount in subsection (a)(3)(B):
 - A) The sum of the LRSIC's of all competitive services, less the LRSIC's of noncompetitive tariffed elements that are imputed into the costs of services subject to imputation; and
 - B) The sum of the LRSIC's of all noncompetitive and competitive services of the carrier.
- b) The aggregate revenue test shall be provided in the following proceedings:
 - 1) In any proceeding approving, implementing, or evaluating an alternative form of regulation under Section 13-506.1 of the Act;
 - 2) In a general rate case;
 - 3) In a proceeding involving the introduction of a new competitive telecommunications service;
 - 4) In a proceeding to reclassify a non-competitive telecommunications service to competitive;
 - 5) Notwithstanding the provisions of subsections (b)(1), (2), (3), and (4) of this Section, and upon good cause shown, the aggregate

revenue test shall be provided, upon motion of a party and order of the Hearing Examiner, in any other proceeding approving, investigating or establishing rates, charges, classifications or tariffs for telecommunications services offered by a telecommunications service provider that provides both competitive and non-competitive services. Any motion requesting an aggregate revenue test shall be filed within thirty days of the docketing of the underlying proceeding. Responses to such motions shall be filed within fourteen days of the filing of the motion. Failure to file the motion within thirty days of the docketing of the proceeding shall be an independent ground for denying the motion. Failure to file responses within fourteen days of the filing of the motion shall be an independent ground for granting the motion. Factors to be considered in determining the propriety of granting such a motion shall include but not be limited to:

- A) The length of time elapsed since the LEC last filed an aggregate revenue test;
 - B) The revenues projected to be generated by the service or services under consideration compared with total company service revenues;
 - C) The number of competitive and non-competitive services currently being offered by the LEC; and
 - D) The cost associated with performing the aggregate revenue test.
- c) The carrier may file a petition pursuant to 83 Ill. Adm. Code 200 for a waiver of the requirement to use the methodology required by subsection (a)(3) to apportion costs common to the provision of both competitive and noncompetitive services. The waiver shall be granted within 90 days after the filing of a petition for waiver if the carrier can demonstrate that using the methodology required by subsection (a)(3) would be cost prohibitive or, in accordance with subsection (b)(3), would prevent a carrier from offering the new competitive service. To comply with Section 13-506.1 requiring a telecommunications carrier providing both competitive and noncompetitive services to recover the aggregate LRSIC's of its competitive services plus a proper and reasonable apportionment of common costs, a substitute allocator is required. The burden of proving the reasonableness of a substitute common cost allocation methodology shall be upon its proponent. The Commission reserves the right to authorize the use of superior methodologies apportioning common costs should they arise.
- d) For a carrier seeking approval of an alternative regulatory plan under Section 13-506.1 of the Act, the Commission shall make a finding of, or adopt a methodology for determining, the amount to be allocated for purposes of Section 791.200(a)(3) in any order approving an alternative regulatory plan.
- e) For the purposes of complying with Section 791.200 (a)(3), (4) and (5), any carrier with more than 25,000 access lines that earns gross

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

annual revenues of less than \$100,000,000 shall have 18 months from the effective date of this part to comply with Sections 791.40, 791.50, 791.60, 791.70 and 791.80. In lieu of preparing a LRSIC study, the carrier may provide alternative cost data. Nothing herein shall relieve such carriers from the requirements of Section 13-507 of the Act.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Administration of the Illinois Public Community College Act
- 2) Code Citation: 23 Ill. Adm. Code 1501
- 3) Section Numbers:
1501.303 amendment
1501.508 amendment
Proposed Action:
amendment
amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 122, pars. 102-4 [110 ILCS 805/2-4]; 102-12d [110 ILCS 805/2-12d]; and 102-16.2 [110 ILCS 805/2-16.2]
- 5) A Complete Description of the Subjects and Issues Involved:
The proposed amendments to 1501.303 are designed to coordinate the colleges' program review process with the annual statewide follow-up study of occupational program completers and accountability reporting requirements. The proposed amendments to 1501.508 provide authority for colleges to expend grant funds for informational materials to inform students of special services for which they may be eligible, additional testing and assessment fees or materials, and assistive technology equipment for students with physical disabilities that may make it difficult to participate.

6) Will these proposed amendments replace any emergency amendment currently in effect? No.

7) Do these rulemakings contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporation by reference? No.

9) Are there any other proposed amendment pending on this part? No.

10) Statement of Statewide Policy Objectives:

These amendments do not create or expand a state mandate.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:

Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:

Zachariah Mathew
Special Assistant for Fiscal Affairs
Illinois Community College Board
509 South Sixth Street, Room 400
Springfield, Illinois 62701-1874
Telephone: (217) 785-0015
TDD: (217) 782-5645

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis:

Not Applicable

The full text of the Proposed Amendments begins on the next page:

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER VII: ILLINOIS COMMUNITY COLLEGE BOARD

PART 1501

ADMINISTRATION OF THE ILLINOIS PUBLIC COMMUNITY COLLEGE ACT

SUBPART A: ILLINOIS COMMUNITY COLLEGE BOARD ADMINISTRATION

Section	
1501.101	Definition of Terms
1501.102	Advisory Groups
1501.103	Rule Adoption (Recodified)
1501.104	Manuals
1501.105	Advisory Opinions
1501.106	Executive Director
1501.107	Information Request (Recodified)
1501.108	Organization of ICCB (Recodified)
1501.109	Appearance at ICCB Meetings
1501.110	Appeal Procedure
1501.111	Reporting Requirements (Repealed)
1501.112	Certification of Organization (Repealed)
1501.113	Administration of Detachments and Subsequent Annexations
1501.114	Recognition

SUBPART B: LOCAL DISTRICT ADMINISTRATION

Section	
1501.201	Reporting Requirements
1501.202	Certification of Organization
1501.203	Delineation of Responsibilities
1501.204	Maintenance of Documents or Information
1501.205	Recognition Standards (Repealed)

SUBPART C: PROGRAMS

Section	
1501.301	Definition of Terms
1501.302	Units of Instruction, Research, and Public Service
1501.303	Program Requirements
1501.304	Statewide and Regional Planning
1501.305	College, Branch, Campus, and Extension Centers
1501.306	State or Federal Institutions (Repealed)
1501.307	Cooperative Agreements and Contracts
1501.308	Reporting Requirements
1501.309	Course Classification and Applicability

SUBPART D: STUDENTS

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

Section

1501.401 Definition of Terms
 1501.402 Admission of Students
 1501.403 Student Services
 1501.404 Academic Records
 1501.405 Student Evaluation
 1501.406 Reporting Requirements

SUBPART E: FINANCE

Section

1501.501 Definition of Terms
 1501.502 Financial Planning
 1501.503 Audits
 1501.504 Budgets
 1501.505 Nonresident Student Tuition Calculations
 1501.506 Published Financial Statements
 1501.507 Credit Hour Grants
 1501.508 Special Populations Grants
 1501.509 Workforce Preparation Grants
 1501.510 Reporting Requirements
 1501.511 Chart of Accounts
 1501.514 Business Assistance Grants (Repealed)
 1501.515 Advanced Technology Equipment Grants
 1501.516 Capital Renewal Grants
 1501.517 Retirees Health Insurance Grants
 1501.518 Uncollectible Debts

SUBPART F: CAPITAL PROJECTS

Section

1501.601 Definition of Terms
 1501.602 Approval of Capital Projects
 1501.603 State Funded Capital Projects
 1501.604 Locally Funded Capital Projects
 1501.605 Project Changes
 1501.606 Progress Reports (Repealed)
 1501.607 Reporting Requirements
 1501.608 Approval of Projects in Section 3-20.3.01 of the Act
 1501.609 Completion of Projects Under Section 3-20.3.01 of the Act
 1501.610 Demolition of Facilities

SUBPART G: STATE COMMUNITY COLLEGE

Section

1501.701 Definitions of Terms
 1501.702 Applicability
 1501.703 Recognition
 1501.704 Programs

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

1501.705 Finance
 1501.706 Personnel
 1501.707 Facilities

SUBPART H: PERSONNEL

Section

1501.801 Definition of Terms
 1501.802 Sabbatical Leaves

AUTHORITY: Implementing and authorized by Articles II and III and Section 6-5.3 of the Public Community College Act (Ill. Rev. Stat. 1991, ch. 122, pars. 102-1 et seq., pars. 103-1 et seq., and par. 106-5.3) [110 ILCS 805/Arts. 2 and 3, and 6-5.3]

SOURCE: Adopted at 6 Ill. Reg. 14262, effective November 3, 1982; codified at 7 Ill. Reg. 2332; amended at 7 Ill. Reg. 16118, effective November 22, 1983; Sections 1501.103, 1501.107 and 1501.108 recodified to 2 Ill. Adm. Code 5175 at 8 Ill. Reg. 6032; amended at 8 Ill. Reg. 14262, effective July 25, 1984; amended at 8 Ill. Reg. 19383, effective September 28, 1984; emergency amendment at 8 Ill. Reg. 22603, effective November 7, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 24299, effective December 5, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3691, effective March 13, 1985; amended at 9 Ill. Reg. 9470, effective June 11, 1985; amended at 10 Ill. Reg. 3612, effective October 21, 1985; amended at 10 Ill. Reg. 14558, effective August 22, 1986; January 31, 1986; amended at 10 Ill. Reg. 15973, effective September 23, 1988; amended at 11 Ill. Reg. 7606, effective April 8, 1987; amended at 11 Ill. Reg. 18150, effective October 27, 1987; amended at 12 Ill. Reg. 6660, effective March 25, 1988; amended at 12 Ill. Reg. 15973, effective September 23, 1988; amended at 12 Ill. Reg. 16699, effective November 15, 1988; amended at 13 Ill. Reg. 1182, Reg. 19691, effective November 15, 1988; amended at 13 Ill. Reg. 1182, effective January 13, 1989; amended at 13 Ill. Reg. 14904, effective September 12, 1989; emergency amendment at 14 Ill. Reg. 299, effective November 9, 1989, for a maximum of 150 days; emergency amendment expired on April 9, 1990; amended at 14 Ill. Reg. 4126, effective March 1, 1990; amended at 14 Ill. Reg. 10762, effective June 25, 1990; amended at 14 Ill. Reg. 11771, effective July 9, 1990; amended at 14 Ill. Reg. 13997, effective August 20, 1990; amended at 15 Ill. Reg. 10929, effective July 11, 1991; amended at 16 Ill. Reg. 12445, effective July 24, 1992; amended at 16 Ill. Reg. 17621, effective November 6, 1992; amended at 17 Ill. Reg. 1853, effective February 2, 1993; expedited correction at 18 Ill. Reg. 3027, effective August 20, 1990; amended at 18 Ill. Reg. 4635, effective March 9, 1994; amended at 18 Ill. Reg. 8906, effective June 1, 1994; amended at 18 Ill. Reg. _____, effective _____.

Section 1501.303 Program Requirements

- a) Comprehensive Program. The programs of each college shall be comprehensive and shall include: pre-baccalaureate, occupational, and

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

- general studies curricula, and public service programs.
- b) Degrees and Certificates. A college shall award associate degrees and certificates in accordance with units of instruction approved by the ICCB. This authority is not extended to administrative units of the college.
- c) Honorary Degrees. Honorary degrees awarded by a Board shall be limited to the associate degree.
- d) Review and Evaluation of Programs.
- 1) Each college shall have and implement a systematic, college-wide program review and evaluation process for evaluating all of its both instructional, student services, and academic support programs and student and supporting services--on at least once within a five-year cycle. If the college's special circumstances indicate a longer cycle would be beneficial, the college may request an exception by submitting an explanation of the special circumstances--and the college's plan for program review--based on a longer cycle to the ICCB--The ICCB will grant the exception when a longer evaluation cycle had been established previously to FY 1994 or if the college has more than ten (10) programs to evaluate--A written response to the request for exception will be submitted to the college within thirty (30) days of receipt of the request.
 - 2) The minimum review criteria for program review shall be program need, program cost, and program quality, as defined by each college.
 - 3) Each college shall develop a schedule that shows when each program will be reviewed during each five-year cycle. Occupational programs shall be scheduled in the year following their inclusion in the ICCB follow-up study unless the college obtains an exception in writing from the ICCB. The review of general education objectives of the academic programs shall be scheduled annually, but may focus each year on areas specified by the Illinois Board of Higher Education and ICCB. Each college shall keep on file a copy of the process adopted and individual program review for ICCB recognition purposes.
 - 4) The ICCB may request the college to include special reviews of programs that have been identified as a result of state-level analyses, legislative resolutions, or Illinois Board of Higher Education policy studies by notifying the college of this request prior to January 1 of the year the special review is to be conducted. Each college shall submit to ICCB a list of programs to be reviewed in the following year--and a summary report of the previous year's program review results by August 1 each year.
 - 5) Each college shall keep on file for ICCB recognition purposes a copy of its current program review process, its five-year schedule for program review, and complete reports of program reviews conducted during the past five years.
 - 6) Each college shall submit to the ICCB by August 1 each year a summary report of its previous year's program review results in a

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

- format designated by the ICCB and a copy of its current five-year schedule of program reviews.
- e) Academic Calendar. A college shall operate on an academic calendar which provides at least two academic terms consisting of at least 15 weeks (at least 75 days of instruction each), three academic terms consisting of at least 10 weeks (at least 50 days of instruction each) or a different combination of academic terms consisting of at least 30 weeks (at least 150 days of instruction).
- 1) The days of instruction prescribed in subsection (e) above shall include all days when there is a full schedule of classes and support services but will exclude holidays, Saturdays, Sundays, and days scheduled exclusively for registration, orientation, college-wide placement or assessment testing, faculty workshops, and final examinations.
 - 2) Colleges may include terms during the summer or any other time during the year, in addition to the ones identified in subsection (e).
 - 3) Courses/classes may be scheduled between academic terms, spanning academic terms, for a shorter time frame than the academic term, or for a longer time frame than the academic term, if the schedule provides sufficient duration and contact hours to meet the requirements in Sections 1501.309(b) and 1501.507(b)(10).
 - 4) If an emergency such as a fire, flood, or strike makes it necessary for the college to shorten one of its academic terms, the college may request the ICCB Executive Director to approve a shorter term. In such cases, the length of the term may be shortened, but only to the extent that enables all courses to meet the contact hours specified in Section 1501.309(b).
 - 5) If a college entered into a contract with its faculty regarding the length of the academic calendar in compliance with subsection (e) prior to the effective date of this revision, it may continue to operate under the provisions of that contract until that contract is renegotiated or expires.
 - f) Preparation of Professional Staff. Professional staff shall be educated and prepared in accordance with generally accepted standards and practices for teaching, supervising, counseling and administering the curriculum or supporting system to which they are assigned. Such preparation may include collegiate study and professional experience. Graduate work through the master's degree in the assigned field or area of responsibility is expected, except in such areas in which the work experience and related training is the principal learning medium. Library. Each college shall maintain a library or learning resource center with a collection of reference works and other learning resources to meet the specific needs of its curricula and students. This collection shall be kept up to date through a planned program of acquisition and deletion.
 - h) Supplies and Equipment. Classrooms, laboratories, and shops shall be provided with equipment and supplies which are adequate for effective teaching and learning.

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

- i) General Education. Organized curricula leading to an associate degree shall include general education courses designed to contribute to the liberal education of each student.
- j) Apprenticeships. A college which participates in apprenticeships coordinated by the Bureau of Apprenticeship Training, U. S. Department of Labor and/or other programs related to business, industrial, or trade groups or organizations shall meet applicable federal, state, and local governmental rules, regulations, and guidelines.
- k) Examination of Patriotism, Principles of Representative Government, Proper Use and Display of the American Flag, and Method of Voting. The examination on American patriotism, principles of representative government, proper use and display of the American flag, and the Australian ballot voting system may be satisfied in one of the following ways:

- 1) The student may pass an appropriate examination at the college;
- 2) The student may complete, with a passing grade, a specified course that includes all subject matter identified above; or
- 3) The college may accept evidence that the student has met the examination requirement in his/her high school in Illinois, as long as the meeting of the requirement is clearly identified on the high school transcript or the Illinois High School Equivalency Test Program certificate. Such evidence authorizes the college to make a similar notation on the student's transcript.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 1501.508 Special Populations Grants

- a) Special populations grant funds shall be allocated annually to each Illinois public community college district in accordance with Section 2-16.02 2-16 of the Act.
- b) Special populations grant funds shall be accounted for in a restricted purposes fund.
- c) The following are allowable expenditures for special populations grant funds:
- 1) Personnel. Salaries and benefits for courses and services provided only to special populations students.
 - A) Tutors, both student and professional.
 - B) Counselors and paraprofessional counselors who spend a minimum of fifty (50) percent of their time working with special populations students.
 - C) Adult basic/secondary and remedial education instructors, not to exceed thirty (30) percent of the total special populations grant per district.
 - D) Direct support service personnel for assistance to students with disabilities, e.g., readers, notetakers, and drivers.
 - E) Professional and paraprofessional staff who provide outreach

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

- services and special retention programs designed for special populations students and who administer testing and assessment of special populations students.
- 2) Testing and Assessment Materials. Includes materials, fees, and cost of test administration for testing and assessment of special populations students and testing of entering students to identify special populations students. Testing-and-assessment-materials used-to-identify-special-populations-students.
 - 3) Instructional and Informational Materials. Books, media-packages such-as computer software, informational brochures, pamphlets, and publications testing-and-evaluation-materials provided only to special populations students or to promote special populations programs.
 - 4) Instructional Equipment. Lease or purchase of, e.g., tape recorders, small computers, and readers, and other assistive technology provided only to special populations students.
 - 5) Travel related only to special populations student needs and activities for both college personnel and students.
 - A) Special populations student activities such as field trips and student transportation.
 - B) Conference expenses related directly to special populations grant activities.
 - 6) Staff development expenditures for special populations grant personnel and outside consultants.
 - 7) The following special populations grant administrative expenditures related only to special populations grants. The total administrative expenditures may not exceed thirty (30) percent of the total special populations grant per district.
 - A) Administrative salaries.
 - B) Office staff salaries.
 - C) Office equipment.
 - D) Consumable supplies.
 - EE) Utilities.
 - FF) Rental of facilities.

- d) Reports of services, courses, and expenditures supported by the special populations grant shall be filed with the ICCB by August 1 of each year of forms provided by the ICCB.

- e) An initial grant in the amount designated in Section 2-16.02 2-16 of the Act shall be allocated for expenditure by each community college within a multi-campus district. Remaining funds within a multi-college district may be allocated according to district policies.

- f) Special populations grant funds shall be expended or obligated prior to June 30 each year. Goods for which the funds have been obligated shall be received and paid for prior to September 30 following the end of the fiscal year for which the funds were appropriated. Funds for services, including salaries and benefits, may not be obligated for services rendered after June 30. Unexpended funds totaling \$100 or more shall be returned to the ICCB by October 15 following the end of

ILLINOIS COMMUNITY COLLEGE BOARD

NOTICE OF PROPOSED AMENDMENTS

the fiscal year. Unexpended funds totaling less than \$100 need not be returned to the ICCB provided the funds are spent in the next fiscal year and for the restricted grant purpose.

- 9) Special populations grant funds not used in accordance with this Section regardless of the amount shall be returned to the ICCB within six months after receipt of the external audit report by the ICCB or other identification of improper expenditures subsequently verified by the ICCB.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Heading of the Part: OUTLINE OF WASTE DISPOSAL REGULATIONS

- 2) Code citation: 35 Ill. Adm. Code 700

- 3) Section numbers: Proposed action:

700.101, 700.102, 700.103	Repeal
700.104, 700.105	Repeal
700.106	Amendment
700.107, 700.108, 700.109	Repeal
700.201, 700.205, 700.210	Repeal
700.215, 700.220, 700.225	Repeal
700.230, 700.235, 700.240	Repeal
700.245, 700.250, 700.255	Repeal
700.260, 700.265, 700.301	Repeal
700.302, 700.303, 700.304	Repeal
700.401, 700.402, 700.403	Repeal
700.404, 700.501, 700.502	Repeal
700.503, 700.504, 700.601	Repeal
700.602, 700.603, 700.604	Repeal
700.605, 700.Appendix A	Repeal

- 4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].

- 5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Sections 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Sections 5-35 and 5-40 of the APA, it is not subject to first notice or to second notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois underground injection control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action	Summary
58 Fed. Reg. 63890 (Dec. 3, 1993)	Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1983. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 700 eliminates obsolete and duplicative provisions and substitute actual dates when certain federal approval actions occurred for formerly projected dates.

- 6) Will this proposed rule replace an emergency rule currently in effect?
No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.
- 10) Statement of statewide policy objectives:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground injection of wastes.

- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

- B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules. for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER a: GENERAL PROVISIONS

PART 700

OUTLINE OF WASTE DISPOSAL REGULATIONS

SUBPART A: GENERAL

Section	
700.101	Applicability (Repealed)
700.102	Other Regulations (Repealed)
700.103	Organization (Repealed)
700.104	Intent and Purpose (Repealed)
700.105	Interim Status (Renumbered) (Repealed)
700.106	Effective Dates
700.107	Severability (Repealed)
700.108	References to Federal Rules (Repealed)
700.109	Permits Prior to Authorization (Repealed)

SUBPART B: DEFINITIONS

Section	
700.201	Definitions (Repealed)
700.205	Act (Repealed)
700.210	Chapter 7 Operating Requirements (Repealed)
700.215	Chapter 7 Permits (Repealed)
700.220	Chapter 9 Operating Requirements (Repealed)
700.225	Chapter 9 Permits (Repealed)
700.230	Conflict (Repealed)
700.235	HWM (Repealed)
700.240	Operating Requirements (Repealed)
700.245	Permit Requirements (Repealed)
700.250	RCRA Operating Requirements (Repealed)
700.255	RCRA Permit (Repealed)
700.260	RCRA Rules (Repealed)
700.265	Subject To (Repealed)

SUBPART C: GENERATORS

Section	
700.301	Permits (Repealed)
700.302	Operating Requirements (Repealed)
700.303	Manifests (Repealed)
700.304	Small Quantity Exemptions (Repealed)

SUBPART D: TRANSPORTERS

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section
700.401
700.402
700.403
700.404

Permits (Repealed)
Operating Requirements (Repealed)
Manifests (Repealed)
Small Quantity Exemptions (Repealed)

SUBPART E: OWNERS AND OPERATORS OF HWM SITES

Section
700.501
700.502
700.503
700.504

Permits (Repealed)
Operating Requirements (Repealed)
Manifests (Repealed)
Small Quantity Exemptions (Repealed)

SUBPART F: HAZARDOUS (INFECTIOUS) HOSPITAL WASTE

Section
700.601
700.602
700.603
700.604
700.605

Hazardous (Infectious) Hospital Waste (Repealed)
General Rule (Repealed)
Generators (Repealed)
Transporters (Repealed)
Owners and Operators (Repealed)

Appendix A Applicability Provisions (Repealed)

AUTHORITY: Implementing Sections 13 and 22.4 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027) [415 ILCS 5/13, 22.4 and 27].

SOURCE: Adopted in R81-22, 43 PCB 427, at 5 Ill. Reg. 9781, effective May 17, 1982; amended and codified in R81-22, 45 PCB 317, at 6 Ill. Reg. 4828, effective May 17, 1982; amended in R81-32, 47 PCB 93, at 6 Ill. Reg. 12655, effective May 17, 1982; amended in R82-18, 51 PCB 31, at 7 Ill. Reg. 2518 effective February 22, 1983; amended in R82-19, at 7 Ill. Reg. 1457, effective October 12, 1983; amended in R83-24, at 8 Ill. Reg. 200, effective December 27, 1983; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL

Section 700.101 Applicability (Repealed)

This Part sets forth rules which determine which provisions of Parts 700-749 are applicable to various persons and facilities.

(Source: Repealed at 18 Ill. Reg. _____, effective _____.)

Section 700.102 Other Regulations (Repealed)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Unless otherwise expressly stated, persons and facilities subject to Parts 700-749 are subject to other Board regulations. Applicability is determined on the basis of the language in the other Chapters.
- b) The following are specific examples of other Chapters which may be applicable to facilities subject to this Chapter:
- 1) Incinerators are subject to Chapter 3--Air Pollution.
 - 2) Open burning of wastes creating a hazard of explosion, fire or other serious harm is subject to Part V of Chapter 2--Air Pollution.
 - 3) Facilities which discharge to waters of the State must obtain an NPDES (National Pollutant Discharge Elimination System) permit pursuant to Subpart A--Part 309 of Subtitle C--Water Pollution.
 - 4) Facilities which discharge to sewers may be required to obtain permits pursuant to Subpart B--Part 309.
 - 5) Land application of sludge is regulated pursuant to Part IX of Chapter 3--Water Pollution.
 - 6) Coal mine overburden returned to the mine site is subject to Subtitle B--Mine Related Water Pollution but not to this Chapter (Section 3 of the Act and Section 72.104(b)).
 - 7) Livestock waste disposal is subject to Subtitle B--Agriculture Related Pollution.
 - 8) Operation of public water supplies is subject to Subtitle C--Public Water Supplies (prior to codification Chapter 67) but water supply sludge disposal may be subject to this Chapter.

(Source: Repealed at 18 Ill. Reg. _____, effective _____.)

Section 700.103 Organization (Repealed)

Subtitle G is only partly codified. The following table is the intended assignment of part numbers:

Part	Codification	Part	Abbreviated Name
	Prior to	40-69R	Name of

Chapter 1--Pollution Control Board
Subchapter A--General Provisions

700
701

Outline
Reserved

Subchapter B--Permits

702	122	RERA and HSE Permits
703	122	RERA Permits
704	122	HSE Permits
705	124	Procedures for

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

706 Chapter 9, Part I and II

--Permit Issuance
Special Waste
Transporter Permits

707-709

Chapter 7, Part I and II

Reserved for General
Waste Permits
Reserved

711-719

Subchapter C--Hazardous Waste Operating Requirements

720 General 260

Identification and
Listing

722 Generators 262

Transporters

723 263

Reserved

724 264

Reserved

725 265

Interim Standards for
Owners and Operators

Reserved

Reserved for Prohibited
Hazardous Wastes

726-728
729

Subchapter D--Underground Injection Control Program

730 246

Underground Injection
Control Operating
Requirements

Reserved

731-732

Subchapter E--Special Waste Operating Requirements

Reserved for Chapter 9
Operating Requirements

733-735

Chapter 9, Part IX

Reserved for Hazardous
Infectious Hospital
Waste

736

Subchapter F--General Waste Operating Requirements

Reserved for Solid
Waste Operating
Requirements
Reserved

737

Chapter 7, Part III

738-744

Subchapter G--Operator Certification

Reserved for Operator
Certification

745-749

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Chapter II--Illinois Environmental Protection Agency

750-799 Reserved for IEPA Use

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.104 Intent and Purpose (Repealed)

a) Prior to phase I authorization the Agency administered the RRA (Resource Conservation and Recovery Act (P.L. 94-509) (2-USE-990)) program under contract with USBA (United States Environmental Protection Agency). The affected public was obligated to comply both with RRA and existing Board regulations. It is the Board's intention to continue this during the interim status period except where the contrary intention is clearly stated.

b) The Board intends:

1) That prior to RRA permit issuance all facilities otherwise subject to Part 725 comply with its requirements whether or not they have interim status under 40 CFR 122.33.

2) That prior to RRA permit issuance facilities which would have interim status under 40 CFR 122.33 should be deemed to have a permit under Section 21(f) of the Environmental Protection Act (44th Rev. Stat. 1907 ch. 111-127 par. 1021(f) of the Act).

3) To reiterate RRA permits of HWM facilities under conditions identical to those required by USBA except where the contrary intention is clearly stated.

e) The Board is adopting RRA operating requirements. The Board intends these to be applicable to the same wastes and persons that would be subject to them under a USBA administered program except where the contrary intention is clearly stated.

d) The Board intends the RRA operating requirements to be cumulative with its existing requirements. However, having expressly identified in Part 700 those Chapter 9 provisions which are not inconsistent and at least as stringent as federal requirements, the Board intends the RRA operating requirements to prevail in the event of conflict.

e) The Board does not intend to impose duplicative paperwork requirements. Where existing Board rules and RRA rules require the filing of forms which are similar the Board intends to require only one form. In particular the Board intends that only a single manifest should accompany each load of hazardous waste.

f) The Board intends the generators to make the state determination as to whether a waste is hazardous and whether it is subject to exception under either Chapter 9 or the RRA rules (Rule 601 of Chapter 9) and Section 723.111.

g) The Board intends to provide methods whereby information concerning the status of unmanifested waste can be transmitted to a substantial handlers. These are intended as optional methods which parties

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

h) handling-unmanifested-waste-may-require-for-their-protection: the-board-intends-that-a-transporter-or-HWM-hazardous-waste Management-site-owner-or-operator-should-be-able-to-accept-manifested waste-without-the-necessity-for-inquiry-as-to-whether-it-is-subject-to regulation-under-Chapter-9-or-the-RCRA-rules--The-Board-intends-that Chapter-9-requirements-should-be-deemed-satisfied-where-the-waste-has been-properly-handled-as-though-it-were-RCRA-hazardous.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.105 Interim Status (Renumbered) (Repealed)

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.106 Effective Dates

a) U.S. EPA granted interim authorization to the Illinois RCRA Subtitle C Program effective May 17, 1982, at 47 Fed. Reg. 21043 (May 17, 1982). U.S. EPA granted final authorization effective January 31, 1986, at 51 Fed. Reg. 3778 (January 30, 1986).

1) The effective date of 35 Ill. Adm. Code 700.720, 721, 722, 723, and 725 is May 17, 1982. Earlier effective dates specified in the rules are inoperative and are applicable only as federal rules.

2) The effective date of 35 Ill. Adm. Code 702 and 705, to the extent they apply to the issuance of RCRA permits, was May 17, 1982; however, RCRA permits were not to be issued prior to January 31, 1986.

3) The effective date of 35 Ill. Adm. Code 703 and 724 was October 12, 1983; however, RCRA permits were not to be issued prior to January 31, 1986.

b) U.S. EPA authorized the Illinois UIC program effective March 3, 1981, at 49 Fed. Reg. 3991 (Feb. 1, 1984).

1) The effective date of 35 Ill. Adm. Code 702, 704 and 705, to the extent they apply to the issuance of UIC (Underground Injection Control) permits, became effective on the effective date of this Section was March 3, 1984. However, UIC permits shall not be issued prior to the date on which USBPA approves the UIC program for the State of Illinois pursuant to Section 1422 of the SBWA and 40 CFR 123.1 (Safe Drinking Water Act) and 40 CFR 123.1.

e2) The effective date of 35 Ill. Adm. Code 730 became effective on the effective date of this Section was March 3, 1984. However, UIC permits shall not be issued prior to the date upon which USBPA approves the UIC program for the State of Illinois pursuant to Section 1422 of the SBWA and 40 CFR 123.1.

d) 35 Ill. Adm. Code 702 and 705, to the extent they apply to the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

issuance-of-RCRA-permits-became-effective-on-the-effective-date-of this-Section--However-RCRA-permits-shall-not-be-issued-prior-to-the date-upon-which-USBPA-grants-final-authorization-for-any-component-of the-phase-II-RCRA-program.

e) 35 Ill. Adm. Code 703 and 724 became effective October 12, 1983; however, RCRA permits shall not be issued prior to the date on which USBPA grants final authorization to the Agency to issue permits for that class of facility or unit.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 700.107 Severability (Repealed)

In the event any portion of Part 700 is declared invalid by a final order, no longer subject to appeal of any court of competent jurisdiction, then the entirety of Part 700 except for Section 700.105 shall be inapplicable until the Board acts to revalidate it. During the period of inapplicability, persons subject to Chapter 7-9 or Part 702 through 709 shall comply fully with each as they are made applicable under their own terms, including use of separate Chapter 9 and RCRA manifests, provided, however, that persons shall comply only with those provisions of Chapter 7 or 9 which are not inconsistent with and at least as stringent as Parts 702 through 709.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.108 References to Federal Rules (Repealed)

References to the Code of Federal Regulations and other materials referred to but not reproduced in this Chapter are as of the date of adoption or last amendment by the Board of the section in which the reference occurs.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.109 Permits Prior to Authorization (Repealed)

Persons who have federal interim status pursuant to 40 CFR 122.23 shall be deemed in compliance with the permit requirements of Section 1422 of the Act from the effective date of P.A. 82-300 until May 17, 1982.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

SUBPART B: DEFINITIONS

Section 700.201 Definitions (Repealed)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

The terms used in Part 700 have the same meaning as those used in the Act and other Board regulations, including Chapter 7, Solid Waste Disposal, Chapter 9, Special Waste Transportation, and Parts 702 through 707. Because Part 700 contains rules which reconcile these regulations, it is necessary to use terms as they are used in the other rules. The source of the definition should be clear from the context. This Subpart contains definitions applicable only to Part 700.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.205 Act (Repealed)

in Part 700 "Act" means the Illinois Environmental Protection Act, (Ill. Rev. Stat., 1979, Ch. 111-1/2, Section 1001 et seq.).

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.210 Chapter 7 Operating Requirements (Repealed)

Part III of Chapter 7:

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.215 Chapter 7 Permits (Repealed)

Permits required pursuant to Part II of Chapter 7:

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.220 Chapter 9 Operating Requirements (Repealed)

Parts III through VIII of Chapter 9, excluding various provisions which are permit rules, such as Rule 601A.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.225 Chapter 9 Permits (Repealed)

Special waste hauling permits required pursuant to Part II of Chapter 9.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.230 Conflict (Repealed)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

As used in Part 700, "conflict" means an unresolved inconsistency between Chapter 7 or Chapter 9 and Parts 700 through 725, which appears to require the performance of mutually exclusive acts by persons affected by the rules. Inconsistent definitions are not themselves conflicts although they may give rise to conflicting substantive regulations. In Part 700 the Board has resolved all known inconsistencies but has provided general rules for the resolution of conflicts which may arise in application.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.235 HWM (Repealed)

HWM means hazardous waste management site.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.240 Operating Requirements (Repealed)

Regulations which apply directly to the affected public other than requirements to obtain a permit and other than requirements concerning application for modification of conditions to be included in and issuance of permits.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.245 Permit Requirements (Repealed)

Regulations which require permits together with related regulations concerning application, modification, conditions and issuance of permits.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.250 RCRA Operating Requirements (Repealed)

Parts 700, 721, 722, 723, 724 and 725.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.255 RCRA Permit (Repealed)

Permit required under Section 21(f) of the Act which may be deemed issued under Section 700.105.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 700.260 RCRA Rules (Repealed)

The term "RCRA rules" means Board rules which are intended to be identical in substance to those USBA rules adopted pursuant to the Resource Conservation and Recovery Act (42 USC 6901 et seq.). This includes Parts 720, 721, 722, 723 and 725.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.265 Subject To (Repealed)

In this Part the term "subject to" a set of rules means a person would have to comply with that set of rules if it were read apart from other rules. For example, "subject to RCRA rules" means that the person should have to comply with corresponding USBA rules under a USBA administered program in the absence of Board regulations. Appendix I contains a table listing important provisions which determine the applicability of various rules.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

SUBPART C: GENERATORS

Section 700.301 Permits (Repealed)

- a) Neither Chapter 9 nor the RERA rules imposes a permit requirement on generators as such.
- b) Generators must obtain an EPA identification number from USBA pursuant to Part 722.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.302 Operating Requirements (Repealed)

- a) Generators which are subject to RERA rules but not Chapter 9 shall comply only with RERA operating requirements.
- b) Generators which are subject to Chapter 9 but not RERA rules shall comply only with Chapter 9 operating requirements.
- c) Generators subject to both RERA rules and Chapter 9 shall comply with both. However, in the event of conflict RERA rules shall prevail.
- d) As used in this section operating requirements do not include rules relating to manifests.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.303 Manifests (Repealed)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Manifest requirements of Subpart B of Part 722 provide that the generator must forward a copy of its manifest to the Agency in addition to the actions which would be required under 40 CFR Part 262.
- b) Generators subject to RERA rules shall comply with the manifest requirements of Part 722, Subpart B. Compliance shall be deemed compliance with Chapter 9 manifest requirements.
- c) No person shall deliver, transport, off-site or offer for transportation off-site waste without a manifest if a manifest is required under either Chapter 9 or the RERA rules.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.304 Small Quantity Exemptions (Repealed)

- a) Chapter 9 has a 100-kg/mo (kilograms per month) exemption (Rule 210). The RERA rules have a 100-kg/mo exemption coupled with a 1-kg/mo exemption for acute hazardous waste and other small quantity rules (Section 721.105).
- b) A generator is exempt from Chapter 9 if it generates less than 100 kg/mo of Chapter 9 special waste including special waste which is hazardous under RERA rules (Rule 210).
- d) A generator is exempt from the RERA rules if it generates less than 100 kg/mo of RERA hazardous waste, including hazardous waste which is also special waste under Chapter 9. Provided however that the generator may be subject to the RERA rules with smaller quantities as set out in Section 721.105.
- e) The generator must make the final determination as to whether a waste is subject to Chapter 9 or RERA rules and whether it is exempt. (Rule 501 of Chapter 9 and Section 722.111).

f) The following table summarizes the small quantity exemptions for RERA Hazardous Waste.

Quantity Per Month	Regulation	Applicable	Applicable
100-kg or more	Applicable	Applicable	Applicable
100-to-1000-kg	Exempt	Applicable	Exempt
1-to-100-kg	Exempt	Applicable	Exempt
Less than 1-kg	Exempt	Exempt	Exempt
BEAR-B-NOT-B-where are other small quantity RERA rules which are not summarized in this table (Section 721.105).			
(Source: Repealed at 18 Ill. Reg. _____, effective _____)			

SUBPART D: TRANSPORTERS

Section 700.401 Permits (Repealed)

- a) The RERA rules do not require permits of transporters.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

subject--to--Part--723--must--obtain--identification--numbers--from--USEPA
(Section--723--if--transporters--subject--to--Chapter--9--must--obtain
Agency--identification--numbers--from--the--Illinois--Environmental
Protection--Agency.)

- b) Rule--201--of--Chapter--9--requires--permits--of--transporters--of--spetal
waste--transporters--who--are--subject--to--Part--723--must--comply--with--this
permit--requirement--if--they--are--subject--to--Rule--201.
c) transporters--who--are--exempt--from--Rule--201--of--Chapter--9--under--Rule--210
or--211--need--not--obtain--transporter--permits--even--if--they--are--subject--to
Part--723.
BOARD--NOTE--The--Board--recommends--that--all--transporters--obtain
transporter--permits.

(Source: Repealed at 18 Ill. Reg. _____, effective
(Source: Repealed at 18 Ill. Reg. _____, effective

Section 700.402 Operating Requirements (Repealed)

- a) Any--transporter--subject--to--the--operating--requirements--of--RCRA--but--not
Chapter--9--must--comply--only--with--the--RCRA--operating--requirements--(Part
723).
b) transporters--subject--to--Chapter--9--operating--requirements--but--not--RCRA
rules--must--comply--only--with--Chapter--9--operating--requirements--For
example--a--transporter--hauling--only--Chapter--9--spetal--waste--which--is
not--hazardous--as--defined--in--the--RCRA--rules--need--comply--only--with
Chapter--9--operating--requirements.
c) transporters--subject--both--to--RCRA--rules--and--Chapter--9--operating
requirements--shall--comply--with--both--sets--of--rules--in--the--event--of--a
conflict--RCRA--rules--shall--prevail.
d) transporters--which--have--a--Chapter--9--permit--shall--placed--and--display
their--Chapter--9--number--in--accordance--with--Chapter--9--regardless--of
whether--a--load--is--subject--to--Chapter--9--or--RCRA--rules.
e) As--used--in--this--section--operating--requirements--do--not--include--rules
relating--to--manifests.

(Source: Repealed at 18 Ill. Reg. _____, effective
(Source: Repealed at 18 Ill. Reg. _____, effective

Section 700.403 Manifests (Repealed)

- a) Rules--for--handling--of--manifests--by--transporters--are--substantially
identical--in--RCRA--rules--and--Chapter--9.
b) transporters--who--accept--manifested--waste--in--accordance--with--RCRA
requirements--shall--be--deemed--to--have--complied--with--the--Chapter--9
manifest--requirements--(Part--9--of--Chapter--9).
c) transporters--shall--not--accept--unmanifested--waste--if--a--manifest--would
be--required--under--either--RCRA--rules--or--Chapter--9.

(Source: Repealed at 18 Ill. Reg. _____, effective

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

_____)

Section 700.404 Small Quantity Exemptions (Repealed)

- a) Small--quantity--exemptions--are--directly--applicable--only--to--generators
in--both--Chapter--9--and--the--RCRA--rules.
b) transporters--must--obtain--Chapter--9--permits--and--Agency--identification
numbers--even--if--they--only--transport--loads--which--do--not--require
manifests--because--of--small--quantity--exemptions--However--this--does
not--apply--to--an--exempt--generator--who--transports--his--own--waste--USEPA
identification--numbers--are--not--required--of--transporters--who--haul--only
exempt--waste.
BOARD--NOTE--Transporters--should--obtain--a--certification--from--the
generator--that--a--load--is--subject--to--exemption--under--Chapter--9--and--RCRA
rules--prior--to--accepting--unmanifested--waste--(725-176).

(Source: Repealed at 18 Ill. Reg. _____, effective
(Source: Repealed at 18 Ill. Reg. _____, effective

SUBPART E: OWNERS AND OPERATORS OF HWM SITES

Section 700.501 Permits (Repealed)

- a) Section--21(f)--of--the--Environmental--Protection--Act--and--35--Ill--Adm--
Code--703--require--RCRA--permits--for--owners--and--operators--of--HWM
facilities--35--Ill--Adm--Code--703--contains--"interim--status"--rules
which--provide--that--RCRA--permits--are--deemed--issued--for--certain
facilities.
b) After--final--authorization--the--owner--or--operator--of--an--HWM
facility--for--which--an--actual--RCRA--permit--has--been--issued--must
obtain--a--permit--pursuant--to--Section--21(f)--of--the--Environmental
Protection--Act--and--35--Ill--Adm--Code--807-201--and--907-202--only
for--treatment--storage--and--disposal--units--which--accept
non-hazardous--waste--and--which--are--otherwise--subject--to--that
permit--requirement--The--Agency--may--consolidate--these--permits--for
review.

- 2) Until--final--authorization--HWM--owners--and--operators--must--obtain
permits--pursuant--to--Section--21(f)--of--the--Environmental--Protection
Act--and--35--Ill--Adm--Code--807-201--and--807-202--if--they--are--subject
to--those--rules--Examples--of--facilities--subject--to--the--RCRA--rules
but--not--Chapter--7--include--sites--conducting--open--burning--of
explosive--waste--or--land--application--of--slag.

- c) Owners--and--operators--subject--to--the--RCRA--rules--must--obtain--a--USEPA
identification--number--from--USEPA--(Section--725-111).

(Source: Repealed at 18 Ill. Reg. _____, effective
(Source: Repealed at 18 Ill. Reg. _____, effective

Section 700.502 Operating Requirements (Repealed)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Owners and operators who are subject to RCRA operating requirements (Part 725) but not Part III of Chapter 7 shall comply with Part 725. For example, sites conducting open burning of explosive waste are not subject to Chapter 7 operating requirements.
- b) Owners and operators who are subject to the operating requirements of Chapter 7, Part III, but not Part 725, shall comply only with Chapter 7, Part III. For example, landfills need comply only with Chapter 7 if they accept only garbage and special waste (as defined in Chapter 9) which is not hazardous (as defined in the RCRA rules).
- c) Owners and operators subject both to the operating requirements of Part 725 and Part III of Chapter 7 must comply with both. However, in the event of conflict, Part 725 controls.
- d) Subpart A contains rules on application of other Board chapters.
- e) As used in this section, operating requirements do not include rules relating to manifests.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.503 Manifests (Repealed)

- a) The HWM owner or operator must forward a copy of manifests to the Agency in addition to the actions which would be required under 40 CFR Part 265 (Section 225.171).
- b) For waste which is subject to Chapter 9 but not the RCRA rules, the owner or operator need comply only with the Chapter manifest rules. For waste which is subject to both the Chapter 9 and RCRA rules, the owner or operator shall comply with the manifest requirements of Part 725. Subpart B. This is deemed compliance with the requirements of Rule 302 of Chapter 9.
- BOARD NOTE: It is recommended that the owner or operator comply with Section 725.1767 unmanifested waste report regardless of whether the waste is unmanifested because it is claimed to be exempt under the RCRA rules or Chapter 9. The owner or operator should request a certification from the generator or transporter before accepting unmanifested waste claimed to be exempt under the 10-kg exemption of Rule 210.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.504 Small Quantity Exemptions (Repealed)

Small quantity exemptions are not generally directly applicable to owners and operators. Chapter 9 prohibits land filling of hazardous waste in any quantity without a proper permit (Rule 310).

BOARD NOTE: The owner or operator should complete an unmanifested waste report for waste which is received without a manifest regardless of whether exemption is claimed under Chapter 9 or the RCRA rules. The owner or operator should

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

request a certification pursuant to Section 725.176 for waste which is claimed to be exempt under Chapter 9.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

SUBPART F: HAZARDOUS (INFECTIOUS) HOSPITAL WASTE

Section 700.601 Hazardous (Infectious) Hospital Waste (Repealed)

- a) "Hazardous (infectious) hospital waste" is defined in Section 3 of the Act and Rule 901 of Chapter 9. The definition of hazardous found in Part 729 is not intended to be read with this definition. "Hazardous (infectious) hospital waste" is not necessarily a "hazardous waste" subject to the RCRA rules. However, it may be RCRA hazardous. The applicability of the RCRA rules is determined by the language found there.
- b) Hazardous (infectious) hospital waste is a special waste within the meaning of Chapter 9.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.602 General Rule (Repealed)

A person who is subject to Part IX of Chapter 9 but not the RCRA rules shall comply with Part IX of Chapter 9 but not the RCRA rules. A person who is subject to both Part IX of Chapter 9 and the RCRA rules shall comply with both. However, in the event of conflict, the RCRA rules control except that hazardous (infectious) hospital waste cannot be landfilled.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.603 Generators (Repealed)

A person who generates hazardous (infectious) hospital waste which is also hazardous under the RCRA rules must comply with the applicable requirements including:

- a) HSBPA identification numbers (Section 722.111)
- b) Manifest requirements (Section 722.120)

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 700.604 Transporters (Repealed)

A person who transports hazardous (infectious) hospital waste must have a Chapter 9 transporter permit (Rule 201 of Chapter 9). If it is also RCRA

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

hazardous--a--USPA--identification--number--is--required--(Section--723-111)--
transportation--may--require--a--manifest--(Section--723-120--or--Rule--501--of--Chapter
9)--

(Source: Repealed at 18 Ill. Reg. _____, effective
_____)

Section 700.605 Owners and Operators (Repealed)

- a) A person who renders innocuous-hazardous-(infectious)-hospital-waste
which-is--also--RERA-hazardous--is--an--HWM-owner--or--operator--who--is
subject--to--Part--725:--This--is--true--even--if--the--treatment--is
ineffective--against--the--RERA-hazardous--component:--For--example,--an
owner--or--operator--who--sterilizes--infectious--waste--which--is--RERA
hazardous--only--because--of--a--toxic--component--unaffected--by--sterilization
is--treating--hazardous--waste--(Section--720-110--and--Section--725-101)--
b) A person who renders hazardous-(infectious)-hospital-waste--innocuous
by--incineration--is--subject--to--an--incinerator--permit--requirement--(Rule
103--of--Chapter--9--and--Rule--904--of--Chapter--9)--Section--700-102--
c) A person who renders innocuous-hazardous-(infectious)-hospital-waste
may--become--a--hazardous--or--special--waste--generator--if--he--initiates--a
shipment--of--innocuous--waste--which--is--hazardous--under--the--RERA--rules--or--
or--special--under--Chapter--9--(Section--9--of--the--Act)--Rule--301--of--Chapter
9--and--Section--723-301(4)--For--example,--an--infectious--waste--which--has
been--sterilized--but--which--also--contains--a--toxic--component--would
require--a--manifest--if--shipped--for--further--treatment--or--disposal--
d) Innocuous--waste--which--is--not--hazardous--may--be--landfilled--only--in
facilities--which--have--a--Chapter--9--Permit--(Rule--904--of--Chapter--9)--
e) Hazardous-(infectious)-hospital-waste--may--not--be--deposited--in
landfills--(Section--21(4)--of--the--Act)--

(Source: Repealed at 18 Ill. Reg. _____, effective
_____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 700.APPENDIX A Applicability Provisions (Repealed)

The--following--table--lists--rules--which--are--important--in--determining--the
applicability--of--various--sets--of--regulations--

RERA-rules
Section
703-121

Section
703-110-et-seq:
Permits-by-Rule-and
Interim-Status

Part-7207-----
Appendix-A-----
Part-7217-----
Subpart-A-----
Definition-of-RERA
Hazardous-Waste-and
Small-Quantity-Exemptions

Generators

Section
723-110

Transporters

Section
723-110

HWM-Owners-and
Operators

Section
723-101-and
Section
725-101

Definition-of-Special
Waste

Rule-103

Special-Waste-Permits

Rule-201

Small-Quantity-Exemptions

Rule-210

Transporter-Exemptions

Rule-211

Definition-of
Hazardous-Hospital
Waste

Rule-901

Hazardous
(infectious)
Hospital-Waste
(Chapter-9)

Definition-of-Solid
Waste-Management

Rule-104

Definition-of-Waste

Section
3-of-the-Act

Permit-Requirements

Rules-2017-202
and-302

Chapter-7

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Rule-310

Special-Waste-Permits

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: PROCEDURES FOR PERMIT ISSUANCE2) Code citation: 35 Ill. Adm. Code 7053) Section numbers: Proposed action:

705.101, 705.102, 705.103 Amendment
 705.121, 705.122, 705.123 Amendment
 705.124, 705.125, 705.126 Amendment
 705.127, 705.141, 705.142 Amendment
 705.144, 705.161, 705.162 Amendment
 705.164, 705.165, 705.181 Amendment
 705.182, 705.183, 705.184 Amendment
 705.201, 705.202, 705.203 Amendment
 705.204, 705.205, 705.210 Amendment
 705.211, 705.212 Amendment

4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].

5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Section 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Section 5-35 and 5-40 of the APA, it is not subject to first notice or to second notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois underground injection control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action

Summary

58 Fed. Reg. 63890 (Dec. 3, 1993)

Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1983. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 705 constitute a general update for the purposes of clarity. They are corrections to punctuation, grammar, and style, with no intended substantive impact.

- 6) Will this proposed rule replace an emergency rule currently in effect?
No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? No.
- 10) Statement of statewide policy objectives:

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

injection of wastes.

- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

- 12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

- B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.

The full text of the proposed amendments begins on the next page:

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER b: PERMITS

PART 705

PROCEDURES FOR PERMIT ISSUANCE

SUBPART A: GENERAL PROVISIONS

Section	
705.101	Scope and Applicability
705.102	Definitions
705.103	Computation of Time

SUBPART B: PERMIT APPLICATIONS

Section	
705.121	Permit Application
705.122	Completeness
705.123	Incomplete Applications
705.124	Site Visit
705.125	Effective Date
705.126	Decision Schedule
705.127	Consolidation of Permit Processing
705.128	Modification or Revocation of Permits

SUBPART C: APPLICATION REVIEW

Section	
705.141	Draft Permits
705.142	Statement of Basis
705.143	Fact Sheet
705.144	Administrative Record for Draft Permits or Notices of Intent to Deny

SUBPART D: PUBLIC NOTICE

Section	
705.161	When Public Notice Must Be Given
705.162	Timing of Public Notice
705.163	Methods of Public Notice
705.164	Contents of Public Notice
705.165	Distribution of Other Materials

SUBPART E: PUBLIC COMMENT

Section	
705.181	Public Comments and Requests for Public Hearings
705.182	Public Hearings

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

705.183 Obligation to Raise Issues and Provide Information
 705.184 Reopening of Public Comment Period

SUBPART F: PERMIT ISSUANCE

Section
 705.201 Final Permit Decision
 705.202 ~~Stay Stays-in-General~~ upon Timely Application for Renewal
 705.203 ~~Stay Stays~~ for New Applications Application or upon Untimely Application for Renewal
 705.204 ~~Stays-for Stay upon Reapplications-and Modifications~~ Reapplication or for Modification
 705.205 ~~Stays~~Stay Following Interim Status
 705.210 Agency Response to Comments
 705.211 Administrative Record for Final Permits or Letters of Denial
 705.212 Appeal of Agency Permit Determinations

APPENDIX A Procedures for Permit Issuance
 APPENDIX B Modification Process
 APPENDIX C Application Process
 APPENDIX D Application Review Process
 APPENDIX E Public Comment Process
 APPENDIX F Permit Issuance or Denial

AUTHORITY: Implementing Sections 13 and 22.4 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027) (415 ILCS 5/13, 22.4 and 27).

SOURCE: Adopted in R81-32, 47 PCB 93, at 6 Ill. Reg. 12479, effective May 17, 1982; amended in R82-19, at 7 Ill. Reg. 14352, effective May 17, 1982; amended in R84-9, at 9 Ill. Reg. 11894, effective July 24, 1985; amended in R89-2 at 14 Ill. Reg. 3082, effective February 20, 1990; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 705.101 Scope and Applicability

- a) This Part 705 sets forth procedures which that the Illinois Environmental Protection Agency (Agency) must follow in issuing RCRA (Resource Conservation and Recovery Act) and UIC (Underground Injection Control) permits. This Part 705 also specifies rules on effective dates of permits and stays of contested permit conditions.
- b) This Part 705 provides for a public comment period and a hearing in some cases. The permit applicant and any other participants must raise issues during this proceeding to preserve issues for effective Board review, ~~† as required by Section 705.183†~~.
- c) Board review of permit issuance or denial is pursuant to 35 Ill. Adm. Code 105. Board review is restricted to the record which was before

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

the Agency when the permit was issued, ~~† as required by Sections 705.183-705.184~~ and 40(b) of the Environmental Protection Act†.
 d) 35 Ill. Adm. Code 702, 703, and 704 contain rules on UIC and RCRA permit applications, permit conditions, and related matters.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.102 Definitions

The definitions in 35 Ill. Adm. Code 702 apply to this Part.
 †BOARD NOTE: ~~See~~Derived from 40 CFR 124.2 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.103 Computation of Time

Any time period allowance schedule or requirement provided under this Part shall be computed in accordance with 35 Ill. Adm. Code 101.105.
 †BOARD NOTE: This Section corresponds with 40 CFR 124.20 (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART B: PERMIT APPLICATIONS

Section 705.121 Permit Application

- a) Any person who requires a permit under the RCRA (Resource Conservation and Recovery Act) or UIC (Underground Injection Control) program shall complete, sign and submit to the Agency an application for each permit required under 35 Ill. Adm. Code 703.121 and or 35 Ill. Adm. Code 704.101 through 704.105, as appropriate. Applications are not required for underground injections authorized by rule under ~~Subpart-E of~~ 35 Ill. Adm. Code 704.Subpart C.
- b) The Agency shall not begin the processing of a permit until the applicant has fully complied with the application requirements for that permit.
- c) Permit applications must comply with the signature and certification requirements of 35 Ill. Adm. Code 702.126.
 †BOARD NOTE: ~~See~~Derived from 40 CFR 124.3(a) (1993).†
- (Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.122 Completeness

- a) The Agency shall review ~~for-completeness~~ every application for a RCRA

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

or UIC permit for completeness.

- b) Time limitations:
- 1) Each application for a permit submitted by a new HWM (hazardous waste management) facility or new UIC injection well shall be reviewed for completeness within 30 days of its receipt.
 - 2) Each application for a permit by an existing HWM facility (both Parts A and B of the application) or existing injection well shall be reviewed for completeness within 60 days of receipt.
 - c) Upon completing this review, the Agency shall notify the applicant in writing whether the application is complete. If the application is incomplete, the Agency shall list the information necessary to make the application complete.
 - d) When the application is for an existing HWM (Hazardous Waste Management) facility or an existing UIC injection well, the Agency shall also specify in the notice of deficiency a date for submitting the necessary information.
 - e) The Agency shall, within the time limitations specified in paragraph subsection (b) above, notify the applicant whether additional information submitted in response to a notice of deficiency is deemed sufficient or insufficient to complete the application.
 - f) After the application is deemed completed, the Agency may request additional information from an applicant only when necessary to clarify, modify, or supplement previously submitted material. Requests for such additional information will not render an application incomplete.

{BOARD NOTE: See Derived from 40 CFR 124.3(c) (1993).}†

Section 705.123 Incomplete Applications

If an applicant fails or refuses to correct deficiencies in the permit application, the permit Agency may either be denied deny or issued issue the permit, on the basis of the information available to the Agency, after public notice has been given pursuant to Sec. Section 705.161(a)(1); if warranted, appropriate enforcement actions may be taken.

{BOARD NOTE: See Derived from 40 CFR 124.3(d) (1993).}†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.124 Site Visit

In the event that the Agency decides, pursuant to Section 4(d) of the Act, that a site visit is necessary for any reason in conjunction with the processing of an application, the failure or refusal by the applicant to permit such an Agency site visit shall be deemed a failure or refusal to correct application deficiencies for purposes of Sec. Section 705.123.

{BOARD NOTE: See Derived from 40 CFR 124.3(e)(d) (1993).}†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

_____)

Section 705.125 Effective Date

The effective date of an a permit application is the date on which the Agency notifies the applicant that the application is complete, as provided in Section 705.122.

{BOARD NOTE: See Derived from 40 CFR 124.3(f) (1993).}†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.126 Decision Schedule

For each permit application from a major new HWM facility or major new UIC injection well, the Agency shall, no later than the effective date of the application, prepare and mail to the applicant a project decision schedule. The schedule shall specify target dates by which the Agency intends to:

- a) Prepare a draft permit pursuant to 705.Subpart C;
- b) Give public notice pursuant to 705.Subpart D;
- c) Complete the public comment period, including any public hearing pursuant to 705.Subpart E; and
- d) Issue a final permit pursuant to 705.Subpart F.

{BOARD NOTE: See Derived from 40 CFR 124.3(g) (1993).}†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.127 Consolidation of Permit Processing

Whenever a facility or activity requires more than one permit under more than one part of the Board's rules and regulations, processing-of-two--or--more applications--for--those--permits the Agency may, in its discretion and consistent with the individual requirements for each permit, be consolidated consolidate the processing of those permit applications in accordance with Agency procedures.

{BOARD NOTE: Derived from 40 CFR 124.4 (1993).}

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART C: APPLICATION REVIEW

Section 705.141 Draft Permits

- a) Once an application for permit is complete, the Agency shall tentatively decide whether to prepare a draft permit or to deny the application.
- b) If the Agency tentatively decides to deny the permit application, it shall issue a notice of intent to deny. A notice of intent to deny

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

shall be subject to all of the procedural requirements applicable to draft permits under paragraph subsection (d) below. If the Agency's final decision made pursuant to Section 705.201⁷ is that the tentative decision to deny the permit application was incorrect, it shall withdraw the notice of intent to deny and proceed to prepare a draft permit under paragraph subsection (c) below.

c) If the Agency decides to prepare a draft permit, it shall prepare a draft permit that contains the following information:

- 1) All conditions under 35 Ill. Adm. Code 702.140 through 702.152 and 35 Ill. Adm. Code 702.160;
- 2) All compliance schedules under 35 Ill. Adm. Code 702.162 and 702.163;
- 3) All monitoring requirements under 35 Ill. Adm. Code 702.164;
- 4) ~~For~~Program-specific permit conditions:

A) RCRA permits, standards for treatment, storage, ~~and~~⁷ or disposal and other permit conditions under 35 Ill. Adm. Code 703.241-~~et seq~~-Subpart F;

B) UIC permits, permit conditions under 35 Ill. Adm. Code 704.182Subpart E.

d) All draft permits and notices of intent to deny prepared under this ~~section~~ Section shall be accompanied by a statement of basis, ^{under} Section 705.142⁷, or fact sheet, ^{under} Section 705.143⁷, and shall be based on the administrative record ^{to} pursuant to Section 705.144⁷, publicly noticed ^{to} pursuant to 705.Subpart D⁷, and made available for public comment ^{to} pursuant to Section 705.181⁷. The Agency shall give notice of opportunity for a public hearing ^{to} pursuant to Section 705.182⁷, issue a final decision ^{to} pursuant to Section 705.201⁷, and respond to comments ^{to} pursuant to Section 705.210⁷. An appeal may be taken under Section 705.212.

†BOARD NOTE: SeeDerived from 40 CFR 124.6 (1993).⁷

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.142 Statement of Basis

The Agency shall prepare a statement of basis for every draft permit or notice of intent to deny for which a fact sheet under Section 705.143 is not prepared. The statement of basis shall briefly describe the derivation of the conditions of the draft permit and the reasons for them or, in the case of notices of intent to deny, reasons supporting the tentative decision. The statement of basis shall be sent to the applicant and ~~on request~~⁷ to any other person who requests it.

†BOARD NOTE: SeeDerived from 40 CFR 124.7 (1993).⁷

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.144 Administrative Record for Draft Permits or Notices of Intent

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

to Deny

a) The provisions of a draft permit or notice of intent to deny the application shall be based on the administrative record, as defined in this section Section.

b) The administrative record shall consist of:

- 1) The application and any supporting data furnished by the applicant;
- 2) The draft permit or notice of intent to deny the application;
- 3) The statement of basis, ^{to} as provided in Section 705.142⁷, or fact sheet, ^{to} as provided in Section 705.143⁷;
- 4) All documents cited in the statement of basis or fact sheet; and
- 5) Other documents contained in the supporting file for the draft permit or notice of intent to deny; and
- 6) An index of all documents or items included in the record, by location in the record.

c) Published material that is generally available, and which is included in the administrative record under paragraph subsection (b) above, need not be physically included with the rest of the record as long as it is specifically referred to in the statement of basis or the fact sheet.

d) This section applies to all draft permits or notices of intent to deny for which public notice ~~is~~ was first given under 705.Subpart D after ~~the effective date of these regulations~~ March 31, 1984, for UIC permits, or January 31, 1986, for RCRA permits.

†BOARD NOTE: SeeDerived from 40 CFR 124.9 (1993).⁷

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: PUBLIC NOTICE

Section 705.161 When Public Notice Must Be Given

a) The Agency shall give public notice that whenever any of the following actions have occurred:

- 1) A permit application has been tentatively denied under Section 705.141(b);
 - 2) A draft permit has been prepared under Section 705.141(c); and
 - 3) A hearing has been scheduled under Section 705.182.
- No public notice is required when a request for permit modification is denied under Section 705.128(b). Written notice of ~~that~~ any such denial shall be given to the requester and to the permittee.

c) Public notices may describe more than one permit or permit action.

†BOARD NOTE: SeeDerived from 40 CFR 124.10(a) (1993).⁷

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 705.162 Timing of Public Notice

- a) Public notice of the preparation of a draft permit (including a notice of intent to deny a permit application) required under Section 705.161 shall allow:

- 1) For UIC permits, at least 30 days for public comment;
 - 2) For RCRA permits, at least 45 days for public comment.
- b) Public notice of a public hearing shall be given:

- 1) For UIC permits, at least 30 days before the hearing;
- 2) For RCRA permits, at least 45 days before the hearing.

- c) Public notice of a hearing may be given at the same time as public notice of the draft permit, and the two notices may be combined.

†BOARD NOTE: See Derived from 40 CFR 124.10(b) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.164 Contents of Public Notice

- a) All public notices issued under this Part shall contain the following minimum information:

- 1) The name Name and address of the Agency;
 - 2) The name Name and address of the permittee or permit applicant and, if different, of the facility or activity regulated by the permit;
 - 3) A brief description of the business conducted at the facility or the activity described in the permit application or the draft permit;
 - 4) The name Name, address, and telephone number of a person from whom interested persons may obtain further information, including copies of the draft permit; a copy of the statement of basis or fact sheet; and a copy of the permit application; and
 - 5) A brief description of the comment procedures required by Sections 705.181 and 705.182; and the time and place of any hearing that will be held, including a statement of the procedures to request a hearing (unless a hearing has already been scheduled); and the other procedures by which the public may participate in the final permit decision;†
 - 6) 705.144, the time at which the record will be open for public inspection, and a statement that all data submitted by the applicant is available as part of the administrative record;† and
 - 7) Any additional information that the Agency considered considers necessary or proper.
- b) Public notices for hearings. In addition to the general public notice described in Section 705.164(a), the public notice of a hearing under Section 705.182 shall contain the following information:
- 1) Reference to the date of previous public notices relating to the permit;†

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 2) The date Date, time, and place of the hearing; and
- 3) A brief description of the nature and purpose of the hearing, including the applicable rules and procedures.

†BOARD NOTE: See Derived from 40 CFR 124.10(d) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.165 Distribution of Other Materials

In addition to the general public notice described in Section 705.163(a), all persons identified in Section 705.163(a) shall be mailed a copy of the fact sheet or statement of basis, the permit application (if any)† and the draft permit (if any).

†BOARD NOTE: See Derived from 40 CFR 124.10(e) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART E: PUBLIC COMMENT

Section 705.181 Public Comments and Requests for Public Hearings

During the public comment period provided under 705.181, any interested person may submit written comments on the draft permit to the Agency. Written comments on the draft permit and any interested person may request a public hearing if no hearing has already been scheduled. A request for a public hearing shall be in writing and shall state the nature of the issues proposed to be raised in the hearing. All The Agency shall consider all comments that be considered in making the final decision and shall be answered answer, as provided in Section 705.210.

†BOARD NOTE: See Derived from 40 CFR 124.11 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.182 Public Hearings

- a) When the Agency holds public hearings.

- 1) The Agency shall hold a public hearing whenever it finds on the basis of requests a significant degree of public interest in a draft permit† on the basis of requests.
- 2) The Agency also may hold a public hearing at its discretion, whenever such a hearing might clarify one or more issues involved in the permit decision.
- 3) For RCRA permits only:
 - A) The Agency shall hold a public hearing whenever it receives within 45 days of public notice under Section 705.162(a)† written notice of opposition to a draft permit and a request

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

for a hearing within 45 days of public notice under Section 705.162(a);

- B) Whenever possible, the Agency shall schedule the hearing at a location convenient to the nearest population center nearest to the proposed facility.

- 4) Public notice of the hearing shall be given as specified in Section 705.162.

- b) Whenever a public hearing will be held, the Agency shall designate a hearing officer ~~for the hearing~~ who shall be responsible for its scheduling and orderly conduct. Conduct of the hearing shall be in accordance with Agency rules and procedures, and the hearing shall be held in the county in which the HWM or UIC facility or proposed HWM or UIC facility is located.

- c) Any person may submit oral or written statements and data concerning the draft permit. Reasonable limits may be set by the hearing officer upon the time allowed at hearing for oral statements, and the submission of statements in writing may be required. Written statements shall be accepted until the close of the public comment period. The public comment period under 705.Subpart D shall automatically be extended to a date not later than 30 days after the close of any public hearing under this section. The hearing officer may, upon request, extend the comment period by not more than 30 days if reasonably necessary to assure all parties sufficient opportunity to submit comments.

- d) A tape recording or written transcript of the hearing shall be made available to the public for inspection during regular business hours at the Agency's office in Springfield. Copies of such recording or transcription shall be made available on request, upon payment of reasonable costs of duplication pursuant to applicable Agency rules and procedures.

†BOARD NOTE: See Derived from 40 CFR 124.12 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.183 Obligation to Raise Issues and Provide Information

All persons, including applicants, who believe any condition of a draft permit is inappropriate, or that the Agency's tentative decision to deny an application or prepare a draft permit is inappropriate, must raise all reasonably ascertainable issues and submit all reasonably available arguments and factual grounds supporting their position, including all supporting material, by the close of the public comment period (including any public hearing) under 705.Subpart D. All supporting materials shall be included in full and may not be incorporated by reference, unless they are already part of the administrative record in the same proceeding, or consist of State or Federal statutes and regulations, documents of general applicability, or other generally available reference materials. Commenters shall make supporting material not already included in the administrative record available

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

to the Agency, as directed by the Agency.

†BOARD NOTE: See Derived from 40 CFR 124.13 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.184 Reopening of Public Comment Period

- a) If any data, information, or arguments submitted during the public comment period appear to raise substantial new questions concerning a permit, the Agency may take one or more of the following actions:

- 1) Prepare a new draft permit, appropriately modified, under Section 705.141;
- 2) Prepare a revised statement of basis, a fact sheet, or a revised fact sheet and reopen the comment period under subsection (a)(3) below;
- 3) Reopen or extend the comment period to give interested persons an opportunity to comment on the information or arguments submitted.

- b) In the alternative, the Agency may reverse its tentative decision to prepare a draft permit or issue a notice of intent to deny † pursuant to Section 705.141(b) and or 705.141(c).†

- c) In the alternative, the Agency may revise the draft permit in response to comments and issue a final permit pursuant to Section 705.201.

- d) Comments filed during the reopened comment period shall be limited to the substantial new questions that caused its reopening. The public notice under 705.Subpart D shall define the scope of the reopening.

- e) Public notice of any of the above actions shall be issued under 705.Subpart D.

†BOARD NOTE: See Derived from 40 CFR 124.14 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART F: PERMIT ISSUANCE

Section 705.201 Final Permit Decision

- a) After the close of the public comment period under 705.Subpart D or Sec. 705.182, the Agency shall issue a final permit decision.

- b) A final permit decision shall consist of either:

- 1) A letter of denial that ~~including~~ includes each of the following:
 - A) The sections of the appropriate Act which that may be violated if the permit were granted;
 - B) The provisions of Board regulations which that may be violated if the permit were granted;
 - C) The specific type of information, if any, which that the Agency deems the applicant did not provide with ~~it~~ its application; and
 - D) A statement of specific reasons why the Act and the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- regulations might not be met if the permit were granted;
2) Or issuance of a permit.
- c) On the date of the final permit decision, the Agency shall notify the applicant and each person who has submitted written comments or requested notice of the final permit decision. This notice shall include reference to the procedures for appealing a final permit decision on a RCRA or UIC permit decision.
- d) A final permit shall become effective 35 days after the final permit decision made under paragraph subsection (a) above, unless:
- 1) A later effective date is specified in the permit; or
 - 2) Review is requested under Sec. 705.212, in which case the effective date and conditions will be stayed as provided in Sec. 705.202 through 705.205.

BOARD NOTE: This Section corresponds with and is partially derived from 40 CFR 124.15 (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.202 Stays-in-General Stay upon Timely Application for Renewal

35 Ill. Adm. Code 702.125 provides for continuation of expiring RCRA and UIC permits where a timely application has been filed. In such a case, the Board intends that in such a case, unless it orders otherwise, the old permit should expire at the same time the new permit becomes effective unless the Board orders otherwise.

BOARD NOTE: Derived in part from 40 CFR 124.16(a)(2) and (c)(2) (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.203 Stays Stay for New Applications Application or upon Untimely Application for Renewal

- a) This section applies to:

- 1) New HWM facilities and new injection wells which that:
 - A) Have never had a RCRA or UIC permit; or
 - B) Had a RCRA or UIC permit which that expired without a timely application for renewal; and
- 2) Existing HWM facilities and existing HWM injection wells which that:

- A) Have never had a RCRA or UIC permit and have failed to file a timely first application; or
- B) Had a RCRA or UIC permit which that expired without a timely application for renewal.

- b) If an appeal to the Board is filed, the effective date of the permit and all conditions are stayed until the appeal is concluded, unless the Board orders otherwise. During the appeal, the applicant is without a permit unless the Board orders otherwise.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

BOARD NOTE: Derived in part from 40 CFR 124.16(a)(1) (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.204 Stays-forStay upon Reapplications---and---Modifications Reapplication or for Modification

- a) This Section applies to new or existing HWM facilities and UIC wells which have a RCRA or UIC permit and which that make a timely application for renewal or request for modification.
- b) If an appeal to the Board is filed, the effective date of the permit and all conditions are stayed until the appeal is concluded or until the Board orders otherwise. During the appeal, the applicant must comply with the conditions of the expired permit, unless the Board orders otherwise (35 Ill. Adm. Code 702.125).
- c) The applicant must comply with the conditions of the existing permit during a modification proceeding under Section 705.128.

BOARD NOTE: Derived from 40 CFR 124.16(c)(1) (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.205 Stays Stay Following Interim Status

- a) This section Section applies to any facility which that has RCRA interim status or permit by ruler or a UIC permit by ruler and which that makes a timely application for its first RCRA or UIC permit.
- b) If an appeal to the Board is filed, the effective date of the permit and all conditions are stayed until the appeal is concluded, unless the Board orders otherwise. During the appeal, the applicant must comply with the rules applicable to facilities with RCRA interim status, or permit by ruler (35 Ill. Adm. Code 703.Subpart C) or UIC permit by ruler (35 Ill. Adm. Code 703r.Subpart C or 704r.Subpart E).

BOARD NOTE: Derived from implication from 40 CFR 124.15(b) (1993); 144.31(a) (1993), as amended at 58 Fed. Reg. 63897 (Dec. 3, 1993); and 270.60 and 270.63(a) (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.210 Agency Response to Comments

- a) At the time that any final permit decision is issued under Section 705.201, the Agency shall issue a response to comments. This response shall:
 - 1) Specify which provisions, if any, of the draft permit have been changed in the final permit decision, and the reasons for the change; and

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

2) Briefly describe and respond to all significant comments on the draft permit raised during the public comment period.

- b) Any documents cited in the response to comment shall be included in the administrative record for the final permit decision as defined in Section 705.211. If new points are raised or new material supplied during the public comment period, the Agency may document its response to those matters by adding new materials to the administrative record.
- c) The response to comments shall be available to the public in accordance with Agency rules and procedures for access to Agency documents.

†BOARD NOTE: See Derived in part from 40 CFR 124.17 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.211 Administrative Record for Final Permits or Letters of Denial

a) The Agency shall base final permit decisions under Section 705.201 on the administrative record defined in this section.

b) The administrative record for any final permit or letter of denial shall consist of the administrative record for the draft permit and:

- 1) All comments received during the public comment period provided under 705.Subpart D (including any extension or reopening under Section 705.184);
- 2) The tape or transcript of any hearing held under Section 705.182;
- 3) Any written materials submitted at such a hearing;
- 4) The response to comments required by Section 705.210 and any new material placed in the record under that section;
- 5) Other documents contained in the supporting file for the permit; and

6) The final permit or letter of denial.

c) The additional documents required under paragraph subsection (b) above should be added to the record as soon as possible after their receipt or publication by the Agency. The record shall be completed on the date which the final permit or letter of denial is issued.

d) This section applies to all final RCRA permits, UIC permits, and letters of denial, when the draft permit was subject to the administrative record requirements of Section 705.144.

†BOARD NOTE: See Derived from 40 CFR 124.18.†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 705.212 Appeal of Agency Permit Determinations

a) Within 35 days after a RCRA or UIC final permit decision notification has been issued under Section 705.201, the applicant may petition the Board to contest the final permit decision. If the applicant failed to file comments or failed to participate in the public hearing on the

draft permit he or she may petition for administrative review only to the extent of the change from the draft to the final permit decision. The petition shall include a statement of the reasons supporting that review, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing) to the extent required in this part; in all other respects, the petition shall comport with the requirements for permit appeals generally, as set forth in 35 Ill. Adm. Code 105. Nothing in this paragraph is intended to restrict appeal rights under Section 40(b) of the Environmental Protection Act.

b) Within 35 days after a final permit decision notification has been issued under Section 705.201 for a RCRA permit for a hazardous waste disposal site, any person who filed comments on the draft permit or participated in the public hearing may petition the Board to contest the issuance of the permit. Any person who failed to file comments or failed to participate in the public hearing on the draft permit may petition for administrative review only to the extent of the changes from the draft to the final permit decision. The petition shall include a statement of the reasons supporting that review, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing) to the extent required in this part; in all other respects, the petition shall comport with the requirements for permit appeals generally, as set forth in 35 Ill. Adm. Code 105.

c) Except as otherwise provided in this Part, the provisions of 35 Ill. Adm. Code 105 generally shall govern appeals of RCRA and UIC permits under this section; references in the procedural rules to the Agency permit application record shall mean, for purposes of this section, the administrative record for the final permit or letter of denial, as defined in Section 705.211.

d) An appeal under paragraph subsection (a) or (b) above is a prerequisite to the seeking of judicial review of the final agency action under the Administrative Review Act Law (1981-Ch-1107, par. 3-64) [735 ILCS 5/Art. III].

BOARD NOTE: This Section corresponds with 40 CFR 124.19 (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: RCRA AND UIC PERMIT PROGRAMS2) Code citation: 35 Ill. Adm. Code 7023) Section numbers: Proposed action:

702.101	Amendment
702.102	Repealed
702.103	Amendment
702.104, 702.105, 702.106	Amendment
702.107, 702.108, 702.109	Amendment
702.110, 702.120, 702.121	Amendment
702.122, 702.123, 702.124	Amendment
702.125, 702.126, 702.140	Amendment
702.141, 702.142, 702.143	Amendment
702.144, 702.145, 702.146	Amendment
702.147, 702.148, 702.149	Amendment
702.150, 702.151, 702.160	Amendment
702.161, 702.162, 702.163	Amendment
702.164, 702.181	Amendment

4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Section 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Sections 5-35 and 5-40 of the APA, it is not subject to first notice or to second notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois underground injection control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action

Summary

58 Fed. Reg. 63890 (Dec. 3, 1993)
Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for demonstrating mechanical integrity through

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1993. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 702 incorporates the new federal definitions of "transferor" and "transferee", replace numerous references to defunct federal regulations with the current references, and correct a handful of provisions to reflect changes that have occurred in the Illinois regulatory system since they were last amended.

6) Will this proposed rule replace an emergency rule currently in effect?
No.7) Does this rulemaking contain an automatic repeal date? No.8) Do these proposed amendments contain incorporations by reference? No.9) Are there any other amendments pending on this Part? No.10) Statement of statewide policy objectives:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground injection of wastes.

- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

- B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER b: PERMITS

PART 702

RCRA AND UIC PERMIT PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section	
702.101	Purpose, Scope, and Applicability
702.102	Purpose and Scope(Repealed)
702.103	Confidentiality of Information Submitted to the Agency or Board
702.104	References
702.105	Rulemaking
702.106	Adoption of Agency Criteria
702.107	Permit Appeals and Review of Agency Determinations
702.108	Variances and Adjusted Standards
702.109	Enforcement Actions
702.110	Definitions

SUBPART B: PERMIT APPLICATIONS

Section	
702.120	Permit Application
702.121	Who Applies
702.122	Completeness
702.123	Information Requirements
702.124	Recordkeeping
702.125	Continuation of Expiring Permits
702.126	Signatories to Permit Applications and Reports

SUBPART C: PERMIT CONDITIONS

Section	
702.140	Conditions Applicable to all Permits
702.141	Duty to Comply
702.142	Duty to Reapply
702.143	Need to Halt or Reduce Activity Not a Defense
702.144	Duty to Mitigate
702.145	Proper Operation and Maintenance
702.146	Permit Actions
702.147	Property Rights
702.148	Duty to Provide Information
702.149	Inspection and Entry
702.150	Monitoring and Records
702.151	Signature Requirements
702.152	Reporting Requirements

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

702.160	Establishing Permit Conditions
702.161	Duration of Permits
702.162	Schedules of Compliance
702.163	Alternative Schedules of Compliance
702.164	Recording and Reporting

SUBPART D: ISSUED PERMITS

Section	
702.181	Effect of a Permit
702.182	Transfer
702.183	Modification
702.184	Causes for Modification
702.185	Facility Siting
702.186	Revocation
702.187	Minor Modifications

AUTHORITY: Implementing Sections 13 and 22.4 and authorized by Section 27 of the Environmental Protection Act (415 ILCS 5/13, 22.4 and 27)).

SOURCE: Adopted in R81-32, 47 PCB 93, at 6 Ill. Reg. 12479, effective May 17, 1982; amended in R82-19, at 53 PCB 131, 7 Ill. Reg. 14352, effective May 17, 1982; amended in R84-9 at 9 Ill. Reg. 11926, effective July 24, 1985; amended in R85-23 at 10 Ill. Reg. 13274, effective July 29, 1986; amended in R86-1 at 10 Ill. Reg. 14083, effective August 12, 1986; amended in R86-28 at 11 Ill. Reg. 6131, effective March 24, 1987; amended in R87-5 at 11 Ill. Reg. 19376, effective November 12, 1987; amended in R87-26 at 12 Ill. Reg. 3579, effective January 15, 1988; amended in R87-29 at 12 Ill. Reg. 6673, effective March 28, 1988; amended in R87-39 at 12 Ill. Reg. 13083, effective July 29, 1988; amended in R89-1 at 13 Ill. Reg. 18452, effective November 13, 1989; amended in R89-2 at 14 Ill. Reg. 3089, effective February 20, 1990; amended in R89-2 at 14 Ill. Reg. 6273, effective April 16, 1990; amended in R92-10 at 17 Ill. Reg. 5769, effective March 26, 1993; amended in R93-16 at 18 Ill. Reg. 6918, effective April 26, 1994; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 702.101 Purpose, Scope, and Applicability

a) Coverage

- 1) These permit regulations include provisions for two permit programs:
 - A) The RCRA (Resource Conservation and Recovery Act) permit program under Title V and Title X of the Environmental Protection Act.
 - B) The UIC (Underground Injection Control) permit program under Title III and Title X of the Environmental Protection Act.
- 2) These regulations cover basic permitting requirements (35 Ill.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Adm. Code 702, 703, and 704) and procedures for processing of permit applications (35 Ill. Adm. Code 705) for the RCRA and UIC permit programs.

3) 35 Ill. Adm. Code 702, 703, 704, and 705 are derived from 40 CFR ~~122-and-124~~ 144 and 270.

b) Structure

- 1) These regulations comprise four Parts:
- A) 35 Ill. Adm. Code 702 contains definitions applicable to 35 Ill. Adm. Code 702, 703, 704, and 705. It also contains basic permitting requirements for the RCRA and UIC programs.
- B) 35 Ill. Adm. Code 703 contains requirements specific to RCRA permits. In case of inconsistency between 35 Ill. Adm. Code 702 and 703, 35 Ill. Adm. Code 703 will control.
- C) 35 Ill. Adm. Code 704 contains requirements specific to UIC permits. In case of inconsistency between 35 Ill. Adm. Code 702 and 704, 35 Ill. Adm. Code 704 will control.
- D) 35 Ill. Adm. Code 705 establishes procedures for issuance by the Agency of RCRA and UIC permits.
- 2) 35 Ill. Adm. Code 702, 703, and 704 are organized into subparts. The structure and coverage of these Parts is indicated in the following table:

	RCRA AND UIC	RCRA	UIC
General	35 ILL. ADM.	35 ILL. ADM.	35 ILL. ADM.
Prohibitions	CODE 702,	CODE 703,	CODE 704
Authorization by	SUBPART	SUBPART	SUBPART
Rule	A	A	A
Application	---	B	B
Conditions	---	C	C
Issued Permits	---	D and E	D
Hazardous Waste	---	F	E
Wells	---	---	---

- c) Relation to Other Requirements
- 1) Permit Application Forms. Applicants for RCRA or UIC permits and persons seeking interim status under RCRA must submit their applications on Agency permit application forms when available.
- 2) Technical Regulations. The two permit programs which that are covered in these permit regulations each have separate additional regulations that contain technical requirements for those programs. These separate regulations are used by the Agency to determine what requirements must be placed in permits if they are issued. These separate regulations are located as follows:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

RCRA 35 Ill. Adm. Code 720 through 725, 726, 728, and 739

UIC 35 Ill. Adm. Code 730 and 738

(Board--Note BOARD NOTE: See 40-CFR-122-i Derived in significant part from 40 CFR 144.1 (1993) and 270.1 (1992).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.102 Purpose and Scope (Repealed)

- a) Part--702--contains--definitions--(Sec--702-110)--and--basic--permitting requirements--(Subparts--B--E--and--F)--Definitions--are--given--for--the RCRA--and--UIC--programs--The--permitting--requirements--apply--to--the--RCRA and--UIC--programs.
- b) 35-111-Adm-Code-703-and-704-contain-additional-requirements-for-RCRA and-UIC-permitting-respectively- (BOARD-NOTE:--See-40-CFR-122-2-)

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 702.103 Confidentiality of Information Submitted to the Agency or Board

- a) In accordance with Section 7 of the Environmental Protection Act, and as required by 40 CFR 2, certain information submitted to the Agency or Board pursuant to these regulations may be claimed as confidential by the submitter. Any such claim must be asserted at the time of submission in the manner prescribed on the application form or instructions or, in case of other submissions, by stamping the words "confidential-business-information-on-each-page-containing-such information" by 35 Ill. Adm. Code 101.Subpart D and 120. If no claim is made at the time of submission, the Agency or Board may make the information available to the public without further notice. If a claim is asserted, the information will be treated in accordance with 35 Ill. Adm. Code 120 and Board and Agency procedures. (35-Adm-Code 101-107-and-120-)

- b) Claims of confidentiality for the following information will be denied:
- 1) The name and address of any permit applicant or permittee.
- 2) The identity of substances being placed or to be placed in landfills or hazardous waste treatment, storage, or disposal facilities.
- 3) For UIC permits, information which that deals with the existence, absence, or level of contaminants in drinking water.

(Board--Note BOARD NOTE: See Derived from 40 CFR 122-19 144.5 (1993) and 270.12 (1992).)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.104 References

See 35 Ill. Adm. Code 720.111 includes all sources incorporated by reference for the Illinois RCRA and UIC programs.

BOARD NOTE: Derived from This Section corresponds with 40 CFR 270.6 (1988).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.105 Rulemaking

a) Identical-in-Substance Regulations.

1) Twice each year, the Board reserves rulemaking dockets pursuant to Sections 13(c) and 22.4(a) of the Act, generally to include all federal RCRA or UIC amendments that occurred in either of the prior concluded periods of January 1 through June 30 or July 1 through December 31 of each calendar year. The Board reviews the federal actions that occurred in the period of interest and includes those that require Board action in the docket. The Board initiates proposed amendments to the RCRA or UIC program if any are made necessary, so no rulemaking proposal is necessary for the included amendments.

2) Any For any other identical-in-substance rulemaking actions, any person may petition the Board to adopt pursuant to Sections 13(c) and 22.4(a) of the Environmental Protection Act as state regulations, rules which that are identical in substance with newly-adopted to federal amendments or regulations applicable pertinent to the Illinois RCRA or UIC program or permit issuance. The petition shall take the form of a proposal for rulemaking pursuant to 35 Ill. Adm. Code 102. The proposal shall include a listing of all amendments since the last amendment of or proposals to amend 35 Ill. Adm. Code 702 through 705, to the portions of 40 CFR 122 and 124 which relate to RCRA and UIC permits of interest to the petitioner.

b) Other Regulations. With respect to the Illinois RCRA and or UIC program or permit permits issuance, any person may petition the Board to adopt amendments or additional regulations which that are not identical in substance with to federal regulations. Such proposal shall conform to 35 Ill. Adm. Code 102, and Title VII and Sections 13(d), 22.4(b) and 22.4(c) of the Environmental Protection Act.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.106 Adoption of Agency Criteria

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

a) The purpose of this section Section is to allow authorize the Agency to publish criteria which that will give guidance to the public as to what it will approve in RCRA and UIC permit applications and as to what conditions it will impose in permit issuance. The statutory authority for the Agency adopting such criteria is the Agency's authority to issue permits pursuant to Sections 4 and 39 of the Environmental Protection Act, and the requirement of the Administrative Procedure Act (35 Ill. Rev. Stat. 1981 Ch. 127-Par. 1001) [5 ILCS 100] that agencies codify policies or interpretations of general applicability that affecting affect persons outside the agency are as rules.

b) With respect to review of permit applications and establishment of permit conditions, the Agency shall adopt as criteria any policies and interpretations of general applicability affecting persons outside the Agency.

c) Any criteria which that are adopted shall include:

- 1) Clear references to related provisions of the appropriate Act and Board regulations;
 - 2) A statement that the criteria are not Board regulations;
 - 3) A statement that the criteria apply only to review of permit applications and establishment of conditions; and
 - 4) Procedures to be followed if an applicant wishes to deviate from Agency criteria.
- d) For purposes of permit issuance, proof of compliance with criteria is prima facie proof of compliance with related provisions of the appropriate Act and Board regulations, however. However, persons other than the Agency may challenge criteria as applied in the context of permit issuance.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.107 Permit Appeals and Review of Agency Determinations

Unless the contrary intention is indicated, all actions taken by the Agency under 35 Ill. Adm. Code 702-703, through 704, 724 721 through 726, 728, or 730, or 738 are to be done as part of an original permit application or a proceeding for modification of an issued permit. Such actions are subject to the procedural requirements of 35 Ill. Adm. Code 705.

a) Any final Agency action on an original permit application or a proceeding for modification of an issued permit, or any action for review of a final Agency determination required by these regulations, may be appealed to the Board pursuant to Title X of the Environmental Protection Act and 35 Ill. Adm. Code 105 and 705.212.

b) Other actions Actions that are not required by these regulations, whether undertaken by the Agency gratuitously or pursuant to a statutory authorization, such as one taken to enforce a bond, insurance policy, or similar instrument of a contractual nature or one intended to guide a regulated person in seeking compliance with the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

regulations, are not necessarily permit modifications and reviewable by the Board. The affected person may be enforced seek review of those determinations in any court with of competent jurisdiction.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.108 Variances and Adjusted Standards

- a) The Agency has no authority to issue any permit which that is inconsistent with Board regulations. If an applicant seeks a permit which that would authorize actions which would--be are inconsistent with Board regulations, including delayed compliance dates, the applicant should file for either of two forms of relief:

1) A petition for a variance petition pursuant to Title IX of the Environmental Protection Act (Act) [415 ILCS 5] and 35 Ill. Adm. Code 104; or

2) A petition for an adjusted standard pursuant to Section 28.2 of the Act and 35 Ill. Adm. Code 106.

- b) The Agency must file a recommendation prior-to-any-public-hearing--on such--a within prescribed times following the filing of a petition for a variance petition or adjusted standard. The recommendation must include a draft of the language the Agency proposes to include in the permit if its recommendation is accepted.

- c) If the Board grants a variance or adjusted standard, it will order the Agency to issue or modify the permit pursuant to the variance.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.109 Enforcement Actions

Any person may file a an-enforcement-action civil complaint with the Board alleging violation of the RCRA or UIC regulations, a permit requirement, or permit conditions pursuant to Title VIII of the Environmental Protection Act and 35 Ill. Adm. Code 103.

- a) A formal complaint filed with the Board will initiate a civil enforcement action in which the complainant bears the burden of proving that the respondent committed the alleged violations.

- b) The Board will forward any informal complaint to the Agency, and the Agency shall investigate the alleged violations set forth in the complaint.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.110 Definitions

The following definitions apply to 35 Ill. Adm. Code 702, 703, 704, and 705.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Terms not defined in this Section have the meaning given by the appropriate Act. When a defined term appears in a definition, the defined term is sometimes placed within quotation marks as to an aid to readers. When a definition applies primarily to one or more programs, those programs appear in parentheses after the defined terms.

"Act" or "Environment Protection Act" means the Environmental Protection Act [415 ILCS 5].

"Administrator" means the Administrator of the United States Environmental Protection Agency, or an authorized representative.

"Agency" means the Illinois Environmental Protection Agency.

"Application" means the Agency forms for applying for a permit. For RCRA, application also includes the information required by the Agency under 35 Ill. Adm. Code 703.182 et-seq- through 703.212 (contents of Part B of the RCRA application).

"Appropriate act and regulations" means the Resource Conservation and Recovery Act (RCRA); Safe Drinking Water Act (SDWA); or the "Environmental Protection Act," whichever is applicable; and applicable regulations promulgated under those statutes.

"Approved program or approved State" means a State or interstate program which that has been approved or authorized by EPA under 40 CFR 271 (1992) (RCRA) or Section 1422 of the SDWA (UIC).

"Aquifer" (RCRA and UIC) means a geological "formation", group of formations, or part of a formation that is capable of yielding a significant amount of water to a well or spring.

"Area of review" (UIC) means the area surrounding an injection well described according to the criteria set forth in 35 Ill. Adm. Code 730.106, or in the case of an area permit, the project area plus a circumscribing area the width of which that is either 402 meters (1/4 of a mile) or a number calculated according to the criteria set forth in 35 Ill. Adm. Code 730.106.

"Board" means the Illinois Pollution Control Board.

"Closure" (RCRA) means the act of securing a "Hazardous Waste Management Facility" pursuant to the requirements of 35 Ill. Adm. Code 724.

"Component" (RCRA) means any constituent part of a unit or any group of constituent parts of a unit which that are assembled to perform a specific function (e.g., a pump seal, pump, kiln liner, or kiln thermocouple).

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Contaminant" (UIC) means any physical, chemical, biological, or radiological substance or matter in water.

"Corrective action management unit" or "CAMU" means an area within a facility that is designated by the Agency under 35 Ill. Adm. Code 724.Subpart S for the purpose of implementing corrective action requirements under 35 Ill. Adm. Code 724.201 and RCRA section 3008(h). A CAMU shall only be used for the management of remediation wastes pursuant to implementing such corrective action requirements at the facility.

BOARD NOTE: U.S. EPA must also designate a CAMU until it grants this authority to the Agency. See the note following 35 Ill. Adm. Code 724.652.

"CWA" means the Clean Water Act (formerly referred to as the Federal Water Pollution Control Act or Federal Water Pollution Control Act Amendments of 1972) P.L. 92-500, as amended by P.L. 95-217, and P.L. 95-576; 33 U.S.C. 1251 et seq. (1992).

"Date of approval by U.S. EPA of the Illinois UIC program" means February 1 March 3, 1984.

"Director" means the Director of the Illinois Environmental Protection Agency or the Director's designee.

"Disposal" (RCRA) means the discharge, deposit, injection, dumping, spilling, leaking or placing of any "hazardous waste" into or on any land or water so that such hazardous waste or any constituent of the waste may enter the environment or be emitted into the air or discharged into any waters, including groundwater.

"Disposal Facility" (RCRA) means a facility or part of a facility at which "hazardous waste" is intentionally placed into or on the land or water, and at which hazardous waste will remain after closure. The term disposal facility does not include a corrective action management unit into which remediation wastes are placed.

"Draft Permit" means a document prepared under 35 Ill. Adm. Code 705.141 indicating the Agency's tentative decision to issue, deny, modify, terminate, or reissue a "permit". A notice of intent to deny a permit, as discussed in 35 Ill. Adm. Code 705.141, is a type of "draft permit". A denial of a request for modification, as discussed in 35 Ill. Adm. Code 705.128, is not a "draft permit". A "proposed permit" is not a "draft permit".

"Drilling Mud" (UIC) means a heavy suspension used in drilling an "injection well", introduced down the drill pipe and through the drill bit.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Elementary neutralization unit" means a device which:

Is used for neutralizing wastes which that are hazardous wastes only because they exhibit the corrosivity characteristics defined in 35 Ill. Adm. Code 721.122, or are listed in Subpart-B of 35 Ill. Adm. Code 721.Subpart D only for this reason; and

Meets the definition of tank, tank system, container, transport vehicle or vessel in 35 Ill. Adm. Code 720.110.

"Emergency Permit" means a RCRA or UIC "permit" issued in accordance with 35 Ill. Adm. Code 703.221 or 704.163, respectively.

"~~Environmental-Protection-Act~~" means ~~the Environmental-Protection-Act~~ ~~1117-Rev-Stat-1997-111-1737-Par-1001-et-seq-7-415-1568-57~~

"Environmental Protection Agency" ("EPA" or "U.S. EPA") means the United States Environmental Protection Agency.

"Exempted aquifer" (UIC) means an "aquifer" or its portion that meets the criteria in the definition of "underground source of drinking water" but which has been exempted according to the procedures in 35 Ill. Adm. Code 702.105, 704.104, and 704.123(b).

"Existing hazardous waste management (HWM) facility" or "existing facility" means a facility which that was in operation or for construction commenced on or before November 19, 1980. A facility has commenced construction if:

The owner or operator has obtained the Federal, State, and local approvals or permits necessary to begin physical construction; and

Either:

A continuous on-site, physical construction program has begun; or

The owner or operator has entered into contractual obligations -- which that cannot be cancelled or modified without substantial loss -- for physical construction of the facility to be completed within a reasonable time.

"Existing injection well" (UIC) means an "injection well" other than a "new injection well".

"Facility or activity" means any "HWM facility", UIC "injection well", or any other facility or activity (including land or appurtenances thereto) that is subject to regulations under the Illinois RCRA or UIC program.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Facility mailing list" (RCRA) means the mailing list for a facility maintained by the Agency in accordance with 35 Ill. Adm. Code 705.163.

"Federal, State, and local approvals or permits necessary to begin physical construction" means permits and approvals required under Federal, State, or local hazardous waste control statutes, regulations, or ordinances. (See 35 Ill. Adm. Code 700.102 *et seq.*)

"Final authorization" (RCRA) means approval by EPA of the Illinois Hazardous Waste Management Program which that has met the requirements of Section 3006(b) of RCRA and the applicable requirements of 40 CFR 271, Subpart A (1992). EPA granted initial final authorization on January 31, 1986.

"Fluid" (UIC) means any material or substance which that flows or moves whether in a semisolid, liquid, sludge, gas, or any other form or state.

"Formation" (UIC) means a body of rock characterized by a degree of lithologic homogeneity which that is prevailing, but not necessarily, tabular and is mappable on the earth's surface or traceable in the subsurface.

"Formation fluid" (UIC) means "fluid" present in a "formation" under natural conditions, as opposed to introduced fluids, such as "drilling mud".

"Functionally equivalent component" (RCRA) means a component which that performs the same function or measurement and which meets or exceeds the performance specifications of another component.

"Generator" (RCRA) means any person, by site location, whose act or process produces "hazardous waste" identified or listed in 35 Ill. Adm. Code 721.

"Groundwater" (RCRA and UIC) means a water below the land surface in a zone of saturation.

"Hazardous Waste" (RCRA and UIC) means a hazardous waste as defined in 35 Ill. Adm. Code 721.103.

"Hazardous waste management facility" ("HWM facility") means all contiguous land and structures, other appurtenances, and improvements on the land, used for treating, storing, or disposing of "hazardous waste". A facility may consist of several "treatment", "storage", or "disposal" operational units (for example, one or more landfills, surface impoundments, or combinations of them).

"HWM facility" (RCRA) means "Hazardous Waste Management facility".

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Injection well" (RCRA and UIC) means a "well" into which "fluids" are being injected.

"Injection zone" (UIC) means a geological "formation", group of formations, or part of a formation receiving fluids through a "well".

"In operation" (RCRA) means a facility which that is treating, storing, or disposing of "hazardous waste".

"Interim authorization" (RCRA) means approval by EPA of the Illinois Hazardous Waste Management Program which that has met the requirements of Section 3006(c) of RCRA and applicable requirements of 40 CFR 271 (1992). This happened on May 17, 1982.

"Interstate agency" means an agency of two or more states established by or under an agreement or compact approved by the Congress, or any other agency of two or more states having substantial powers or duties pertaining to the control of pollution as determined and approved by the Administrator under the "appropriate Act and regulations".

"Major facility" means any RCRA or UIC "facility or activity" classified as such by the Regional Administrator or the Agency.

"Manifest" (RCRA and UIC) means the shipping document originated and signed by the "generator" which that contains the information required by 35 Ill. Adm. Code 722.Subpart B.

"National Pollutant Discharge Elimination System" means the program for issuing, modifying, revoking and reissuing, terminating, monitoring, and enforcing permits and imposing and enforcing pretreatment requirements under Section 12(f) of the Environmental Protection Act and 35 Ill. Adm. Code 309.Subpart A and 310. The term includes an "approved program".

"New HWM facility" (RCRA) means a "Hazardous Waste Management facility" which that began operation or for which construction commenced after November 19, 1980.

"New injection well" (UIC) means a "well" which that began injection after the UIC program for the State of Illinois applicable to the well is approved.

"Off-site" (RCRA) means any site which that is not "on-site".

"On-site" (RCRA) means on the same or geographically contiguous property which that may be divided by public or private right(s)-of-way, provided the entrance and exit between the properties is at a cross-roads intersection, and access is by crossing as opposed to going along, the right(s)-of-way. Non-contiguous properties owned

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

by the same person but connected by a right-of-way which that the person controls and to which the public does not have access, is also considered on-site property.

"Owner or operator" means the owner or operator of any "facility or activity" subject to regulation under the RCRA or UIC programs.

"Permit" means an authorization, license, or equivalent control document issued to implement the requirements of this Part and 35 Ill. Adm. Code 703, 704, and 705.

"Permit" includes RCRA "permit by rule" (35 Ill. Adm. Code 703.141), UIC area permit (35 Ill. Adm. Code 704.162), and RCRA or UIC "Emergency Permit" (35 Ill. Adm. Code 703.221 and 704.163). "Permit" does not include RCRA interim status (35 Ill. Adm. Code 703.153 et seq. through 703.157), UIC authorization by rule (35 Ill. Adm. Code 704, Subpart C), or any permit which that has not yet been the subject of final Agency action, such as a "Draft Permit" or a "Proposed Permit."

"Person" means any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representative, agency, or assigns.

"Phase I" (RCRA) means, as used in the corresponding federal regulations, the period of time commencing May 19, 1980. For Illinois purposes, Phase I began on May 17, 1982.

"Phase II" (RCRA) means, as used in the corresponding federal regulations, the period of time commencing May 19, 1980. For Illinois purposes, Phase II commenced when U.S. EPA granted final authorization to the Agency to issue RCRA permits for any class of facility or unit. This occurred on January 31, 1986.

"Physical construction" (RCRA) means excavation, movement of earth, erection of forms or structures or similar activity to prepare an "HWM facility" to accept "hazardous waste".

"Plugging" (UIC) means the act or process of stopping the flow of water, oil, or gas into or out of a formation through a borehole or well penetrating that formation.

"POTW" means "publicly owned treatment works".

"Project" (UIC) means a group of wells in a single operation.

"Publicly owned treatment works" ("POTW") is as defined in 35 Ill. Adm. Code 310.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

"Radioactive waste" (UIC) means any waste which that contains radioactive material in concentrations which that exceed those listed in 10 CFR 20, Appendix B, Table II, Column 2, incorporated by reference in 35 Ill. Adm. Code 720.111.

"RCRA" means the Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act of 1976 (P. L. 94-580, as amended by P. L. 95-609, P.L. 96-510, 42 U.S.C. 6901 et seq. (1992)). For the purposes of regulation under 35 Ill. Adm. Code 700 through 705, 720 through 728, and 739, "RCRA" refers only to RCRA Subtitle C. This does not include the RCRA Subtitle D (municipal solid waste landfill) regulations, found in 35 Ill. Adm. Code 810 through 815, and the RCRA Subtitle I (underground storage tank) regulations found in 35 Ill. Adm. Code 731 and 732.

"RCRA permit" means a permit required under Section 21(f) of the Environmental Protection Act.

"Regional Administrator" means the Regional Administrator for the EPA Region in which the facility is located or the Regional Administrator's designee.

"Schedule of compliance" means a schedule of remedial measures included in a "permit", including an enforceable sequence of interim requirements (for example, actions, operations, or milestone events) leading to compliance with the "appropriate Act and regulations".

"SDWA" means the Safe Drinking Water Act (Pub. L. 93-523, as amended 42 U.S.C. 300f et seq. (1992)).

"Site" means the land or water area where any "facility or activity" is physically located or conducted, including adjacent land used in connection with the facility or activity.

"SIC Code" means codes pursuant to the Standard Industrial Classification Manual incorporated by reference in 35 Ill. Adm. Code 720.111.

"State" means the State of Illinois.

"State Director" means the Director of the Illinois Environmental Protection Agency.

"State/EPA Agreement" means an agreement between the Regional Administrator and the State which that coordinates EPA and State activities, responsibilities, and programs including those under the RCRA and SDWA.

"Storage" (RCRA) means the holding of "hazardous waste" for a

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

temporary period, at the end of which the hazardous waste is treated, disposed, or stored elsewhere.

"Stratum (plural strata)" (UIC) means a single sedimentary bed or layer, regardless of thickness, that consists of generally the same kind of rock material.

"Total dissolved solids" (UIC) means the total dissolved (filterable) solids as determined by use of the method specified in 40 CFR 136, incorporated by reference in 35 Ill. Adm. Code 720.111.

"Transfer facility" means any transportation related facility including loading docks, parking areas, storage areas, and other similar areas where shipments of hazardous wastes are held during the normal course of transportation.

"Transferee" (UIC) means the owner or operator receiving ownership or operational control of the well.

"Transferor" (UIC) means the owner or operator transferring ownership or operational control of the well.

"Transporter" (RCRA) means a person engaged in the off-site transportation of "hazardous waste" by air, rail, highway, or water.

"Treatment" (RCRA) means any method, technique, process, including neutralization, designed to change the physical, chemical, or biological character or composition of any "hazardous waste" so as to neutralize such wastes, or so as to recover energy or material resources from the waste, or so as to render such wastes non-hazardous, or less hazardous; safer to transport, store, or dispose of; or amenable for recovery, amenable for storage, or reduced in volume.

"UIC" means the Underground Injection Control program.

"Underground Injection" (UIC) means a "well injection".

"Underground source of drinking water" ("USDW") (RCRA and UIC) means an "aquifer" or its portion:

Which:

Supplies any public water system; or

Contains a sufficient quantity of groundwater to supply a public water system; and

Currently supplies drinking water for human consumption; or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Contains less than 10,000 mg/l total dissolved solids; and

Which That is not an "exempted aquifer".

"USDW" (RCRA and UIC) means an "underground source of drinking water".

"Wastewater treatment unit" means a device which:

Is part of a wastewater treatment facility which that is subject to regulation under 35 Ill. Adm. Code 309.Subpart A or 310; and

Receives and treats or stores an influent wastewater which that is a hazardous waste as defined in 35 Ill. Adm. Code 721.103, or generates and accumulates a wastewater treatment sludge which that is a hazardous waste as defined in 35 Ill. Adm. Code 721.103, or treats or stores a wastewater treatment sludge which that is a hazardous waste as defined in 35 Ill. Adm. Code 721.103, and

Meets the definition of tank or tank system in 35 Ill. Adm. Code 720.110.

"Well (UIC) means a bored, drilled, or driven shaft, or a dug hole, whose depth is greater than the largest surface dimension.

"Well injection" (UIC) means the subsurface emplacement of "fluids" through a bored, drilled, or driven "well"; or through a dug well, where the depth of the dug well is greater than the largest surface dimension.

Board-Note BOARD NOTE: Derived from 40 CFR 144.3, as amended at 58 Fed. Reg. 63895 (Dec. 3, 1993), and 270.2 (1992), as amended at 58 Fed. Reg. 8685 (Feb. 16, 1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART B: PERMIT APPLICATIONS

Section 702.120 Permit Application

Any person who is required to have a permit (including new applicants and permittees with expiring permits) shall complete, sign, and submit an application to the Agency as described in this Section and in 35 Ill. Adm. Code 703.180 (RCRA) and 35 Ill. Adm. Code 704.161 (UIC). Persons currently authorized with interim status under RCRA (35 Ill. Adm. Code 703.Subpart C) or UIC authorization by rule (35 Ill. Adm. Code 704.Subpart C) shall apply for permits by rule (35 Ill. Adm. Code 703.141) need not apply. Procedures for applications, issuance and administration of emergency permits are found exclusively in 35 Ill. Adm. Code 703.221 (RCRA) and 35 Ill. Adm. Code 704.163

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

(UIC). Procedures for application, issuance, and administration of research, development, and demonstration permits are found exclusively in 35 Ill. Adm. Code 703.231 (RCRA).
 †Board-Note BOARD NOTE: See Derived from 40 CFR 144.31(a) (1993) and 270.10(a)(1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.121 Who Applies

When a facility or activity is owned by one person but is operated by another person, it is the operator's duty to obtain a permit, except that the owner must also sign the permit application.
 †Board-Note BOARD NOTE: See Derived from 40 CFR 144.31(b)(1993) and 270.10(b)(1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.122 Completeness

The Agency shall not issue a permit under a program (RCRA or UIC) before receiving a complete application for a permit under that program except for emergency permits. An application for a permit under a program is complete when the Agency receives an application form and any supplemental information which that are is completed to its satisfaction. (35 Ill. Adm. Code 705.122).
 An application for a permit is complete notwithstanding the failure of the owner or operator to submit the exposure information described in 35 Ill. Adm. Code 703.186 (RCRA). The Agency may deny a permit for the active life of a hazardous waste management facility or unit before receiving a complete application for a permit. (RCRA)
 BOARD NOTE: Derived from 40 CFR 144.31(d) (1993) and 270.10(c) (1992) 7-29 amended-at-54-Ped-Reg-96677-March-77-1989.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.123 Information Requirements

All applicants for RCRA or UIC permits shall provide the following information to the Agency, using the application form provided by the Agency (additional information required of applicants is set forth in 35 Ill. Adm. Code 703.188-et-seg-Subpart D (RCRA) and 35 Ill. Adm. Code 704.161 (UIC)).

- The activities conducted by the applicant which that require it to obtain permits under RCRA or UIC.
- Name, mailing address, and location of the facility for which the application is submitted.
- Up to four SIC codes which that best reflect the principal products or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- services provided by the facility.
- The operator's name, address, telephone number, ownership status, and status as Federal, State, private, public, or other entity.
- The name, address, and phone number of the owner of the facility.
- A listing of all permits or construction approvals received or applied for under any of the following programs:
 - Hazardous Waste Management program under RCRA, this Part, and 35 Ill. Adm. Code 703.
 - UIC program under SDWA, this Part, and 35 Ill. Adm. Code 704.
 - NPDES program under CWA and 35 Ill. Adm. Code 309.
 - Prevention of Significant Deterioration (PSD) program under the Clean Air Act.
 - Nonattainment program under the Clean Air Act.
 - National Emission Standards for Hazardous Pollutants (NESHAPS) preconstruction approval under the Clean Air Act.
 - Ocean dumping permits under the Marine Protection Research and Sanctuaries Act.
 - Dredge or fill permits under Section 404 of CWA.
 - Other relevant environmental permits, including Illinois permits.

- A topographic map (or other map if a topographic map is unavailable) extending 1609 meters (one mile) beyond the property boundaries of the source, depicting the facility and each of its intake and discharge structures; each of its hazardous waste treatment, storage, or disposal facilities; each well where fluids from the facility are injected underground; and those wells, springs, other surface water bodies, and drinking water wells listed in public records or otherwise known to the applicant within 402 meters (one fourth mile) of the facility property boundary.
- A brief description of the nature of the business.
 †Board-Note BOARD NOTE: See Derived from 40 CFR 144.31(e) 7 (1993) and 270.10(d) and 270.13 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.124 Recordkeeping

Applicants shall keep records of all data used to complete permit applications and any supplemental information submitted under 35 Ill. Adm. Code 702.123, 703.188-et-seg-Subpart D (RCRA); and 35 Ill. Adm. Code 704.161 (UIC) for a period of at least 3 years from the date the application is signed.
 †Board-Note BOARD NOTE: See Derived from 40 CFR 144.31(f) and 270.10(i) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.125 Continuation of Expiring Permits

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

- a) The conditions of an expired permit continue in force until the effective date of a new permit (see 35 Ill. Adm. Code 705.201) if:
- 1) The permittee has submitted a timely application under 35 Ill. Adm. Code 703.181 (RCRA) or 704.161 (UIC) ~~which~~ that is a complete (under Section 702.122) application for a new permit; and
 - 2) The Agency, through no fault of the permittee, does not issue a new permit with an effective date under 35 Ill. Adm. Code 705.201 on or before the expiration date of the previous permit (for example, when issuance is impracticable due to time or resource constraints).
- b) Effect. Permits continued under this ~~section~~ Section remain fully effective and enforceable.
- c) Enforcement. When the permittee is not in compliance with the conditions of the expiring or expired permit the Agency may choose to do any or all of the following:
- 1) Initiate enforcement action based upon the permit ~~which~~ that has been continued;
 - 2) Issue a notice of intent to deny the new permit under 35 Ill. Adm. Code 705.141. If the permit is denied, the owner or operator would then be required to cease the activities authorized by the continued permit or be subject to enforcement action for operating without a permit;
 - 3) Issue a new permit under 35 Ill. Adm. Code 705 with appropriate conditions; or
 - 4) Take other actions authorized by the Environmental Protection Act, or regulations adopted thereunder.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~125-5~~ 144.37 (1993) and 270.51 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.126 Signatories to Permit Applications and Reports

- a) Applications. All applications shall be signed as follows:

- 1) For a corporation: by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:
 - A) A president, secretary, treasurer, or vice president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision making functions for the corporation, or
 - B) the manager of one or more manufacturing, production or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

~~†Board--Note~~ BOARD NOTE: The Board does not require specific

assignments or delegations of authority to responsible corporate officers identified in paragraph subsection (a)(1)(A) above. The Agency will presume that these responsible corporate officers have the requisite authority to sign permit applications unless the corporation has notified the Agency to the contrary. Corporate procedures governing authority to sign permit applications may provide for assignment or delegation to applicable corporate positions under paragraph subsection (a)(1)(B) above rather than to specific individuals; or

- 2) For a partnership or sole proprietorship: by a general partner or the proprietor, respectively; or
- 3) For a municipality, State, federal, or other public agency: by either a principal executive officer or ranking elected official. For purposes of this Section, a principal executive officer of a federal agency includes:

- A) The chief executive officer of the agency, or
 - B) A senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Regional Administrators of USEPA).
- b) Reports. All reports required by permits or other information requested by the Agency shall be signed by a person described in paragraph subsection (a) above, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
- 1) The authorization is made in writing by a person described in paragraph subsection (a) above;

- 2) The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity, such as the position of plant manager, operator of a well or a well field, superintendent, or position of equivalent responsibility. (A duly authorized representative may thus be either a named individual or any individual occupying a named position); and

- 3) The written authorization is submitted to the Agency.

- c) Changes to authorization. If an authorization under paragraph subsection (b) above is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of paragraph subsection (b) must be submitted to the Agency prior to or together with any reports, information, or applications to be signed by an authorized representative.

- d) Certification. Any person signing a document under paragraph subsection (a) or (b) above shall make the following certification:

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

†Board-Note BOARD NOTE: See Derived from 40 CFR 144.32 (1993) and 270.11 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART C: PERMIT CONDITIONS

Section 702.140 Conditions Applicable to all Permits

The following conditions of Sections 702.141-et-seq. this Subpart apply to all RCRA and UIC permits. For additional conditions applicable to all permits for each of the programs individually, see 35 Ill. Adm. Code 703.241-et-seq-Subpart F (RCRA) and 704.101-Subpart E (UIC). All conditions applicable to all permits, and all additional conditions applicable to all permits for individual programs, shall be incorporated into the permits either expressly or by reference. If incorporated by reference, a specific citation to these regulations must be given in the permit.

†Board-Note BOARD NOTE: See Derived from 40 CFR 144.51 preamble (1993) and 270.30 preamble (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.141 Duty to Comply

The permittee must comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the Illinois Environmental Protection Act and is grounds for an enforcement action; for permit revocation or modification; or for denial of a permit renewal application.

†Board-Note BOARD NOTE: See Sections 703.242 (RCRA) and 740.181(a) (UIC) contain additional information on operation under an emergency permit. Derived from 40 CFR 142.7 144.51 (a) (1993) and 270.30(a) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.142 Duty to Reapply

If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain a new permit.

†Board-Note BOARD NOTE: See Derived from 40 CFR 142.7 144.51 (b) (1993) and 270.30(b) (1992).†

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.143 Need to Halt or Reduce Activity not a Defense

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

†Board-Note BOARD NOTE: See Derived from 40 CFR 142.7 144.51 (c) (1993) and 270.30(c) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.144 Duty to Mitigate

a) For RCRA permits in the event of noncompliance with the permit, the permittee shall take all reasonable steps to minimize releases to the environment, and shall carry out such measures as are reasonable to prevent significant adverse impacts on human health or the environment.

b) For UIC permits, the permittee shall take all reasonable steps to minimize or correct any adverse impact on the environment resulting from non-compliance with the permit.

†Board-Note BOARD NOTE: See Derived from 40 CFR 144.51(d) (1993) and 270.30(d) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.145 Proper Operation and Maintenance

The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which that are installed or used by the permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls, including appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems only when necessary to achieve compliance with the conditions of the permit.

†Board-Note BOARD NOTE: See Derived from 40 CFR 142.7 144.51 (e) (1993) and 270.30(e) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.146 Permit Actions

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

This permit may be modified or revoked for cause. The filing of a request by the permittee for a permit modification or revocation, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~§22.7~~ 144.51(f) (1993) and 270.30(f) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.147 Property Rights

This permit does not convey any property rights of any sort, or any exclusive privilege.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~§22.7~~ 144.51 (g) (1993) and 270.30(g) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.148 Duty to Provide Information

The permittee shall furnish to the Agency, within a reasonable time, any relevant information which that the Agency may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Agency, upon request, copies of records required to be kept by this permit.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~§22.7~~ 144.51(h)(1993) and 270.30(h) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.149 Inspection and Entry

The permittee shall allow an authorized representative of the Agency, upon the presentation of credentials and other documents as may be required by law, to:

- a) Enter at reasonable times upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit;
- b) Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
- c) Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit; and
- d) Sample or monitor at reasonable times, for the purposes of assuring permit compliance or as otherwise authorized by the appropriate Act, any substances or parameters at any location.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~§22.7~~ 144.51 (i) (1993) and 270.30(i) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.150 Monitoring and Records

a) Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity.

b) The permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit, for a period of at least 3 years from the date of the sample, measurement, report, or application. This period may be extended by request of the Agency at any time.

c) Records of monitoring information shall include:

- 1) The date, exact place, and time of sampling or measurements;
- 2) The individual(s) who performed the sampling or measurements;
- 3) The date(s) analyses were performed;
- 4) The individual(s) who performed the analyses;
- 5) The analytical techniques or methods used; and
- 6) The results of such analyses.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR 144.51(j) (1993) and 270.30(j) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.151 Signatory Signature Requirements

All application, reports, or information submitted to the Agency shall be signed and certified in accordance with the requirements of Section 702.126†.

~~†Board--Note~~ BOARD NOTE: See Derived from 40 CFR ~~§22.7~~ 144.51(k)(1993) and 270.30(k) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.160 Establishing Permit Conditions

a) In addition to conditions required in permits for both programs (Sections 702.140 through 702.152), the Agency shall establish conditions, as required on a case-by-case basis, in RCRA and UIC permits under Section 702.150 (monitoring and records), 702.161 (duration of permits), Section 702.162 (schedules of compliance), Section 702.163 (alternate schedules of compliance), and Section

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

702.164 (Recording and Reporting). For UIC only, permits for owners and operators of hazardous waste injection wells must include conditions meeting the requirements of 35 Ill. Adm. Code 704.201 through 704.203 (requirements for wells injecting hazardous waste), 704.189, and 704.191, and 35 Ill. Adm. Code 730. Subpart G. Permits for other wells must contain the requirements set forth in 35 Ill. Adm. Code 704. Subpart E when applicable.

~~BOARD NOTE: Derived from 40 CFR 144.52(a)-(1988); as amended at 53 Fed. Reg. 28147, July 26, 1988 and 270.32(a)-(1988).~~

b) Additional conditions.

1) In addition to conditions required in all permits for a particular program (35 Ill. Adm. Code 703.241-et-seq; Subpart F for RCRA and 35 Ill. Adm. Code 704.181-et-seq; Subpart C for UIC), the Agency shall establish conditions in permits for the individual programs, as required on a case-by-case basis, to provide for and assure compliance with all applicable requirements of the appropriate Act and regulations.

~~BOARD NOTE: Derived from 40 CFR 144.52(b)-(1988); and 270.32(b)-(1988).~~

2) An applicable requirement is a statutory or regulatory requirement which takes effect prior to final administrative disposition of a permit. 35 Ill. Adm. Code 705.184 (reopening of comment period) provides a means for reopening permit proceedings at the discretion of the Agency where new requirements become effective during the permitting process and are of sufficient magnitude to make additional proceedings desirable. An applicable requirement is also any requirement which takes effect prior to the modification of a permit, to the extent allowed in 35 Ill. Adm. Code 705.201.

~~BOARD NOTE: Derived from 40 CFR 144.52(b)-(1988); and 270.32(c)-(1988).~~

3) New or reissued permits, and to the extent allowed under 35 Ill. Adm. Code 705.201 modified permits, shall incorporate each of the applicable requirements referenced in 35 Ill. Adm. Code 703.241 et seq. (RCRA) and 35 Ill. Adm. Code 704.182 through 704.191 (UIC).

~~BOARD NOTE: Derived from 40 CFR 144.52(b)-(1988); and 270.32(d)-(1988).~~

c) Incorporation. All permit conditions shall be incorporated either expressly or by reference. If incorporated by reference, a specific citation to the applicable regulations or requirements must be given in the permit.

BOARD NOTE: Derived from 40 CFR 144.52(a)-(1993) and 270.32(a)-(1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.161 Duration of Permits

- a)
 - 1) RCRA. RCRA permits shall be effective for a fixed term, to be determined by the Agency on a case-by-case basis, not to exceed ten years.
 - 2) UIC. UIC permits for Class I and Class V wells shall be effective for a fixed term, to be determined by the Agency on a case-by-case basis, not to exceed ten years. UIC permits for Class III wells shall be issued for a period not to exceed five years; provided, however, that the Agency shall, without requiring a new application, renew such permits for a period not to exceed five years per renewal unless the Agency determines that the permit should be modified, revoked, or a minor modification made as provided in Sections 702.183 through 702.187, in which case the permittee shall be required to file a new application.
 - b) Except as provided in Section 702.125, the term of a permit shall not be extended by modification beyond the maximum duration specified in this Section.
 - c) The Agency may issue any permit for a duration that is less than the full allowable term under this Section.
 - d) The Agency shall review each RCRA permit for a land disposal facility five years after the date of permit issuance or reissuance, and shall modify the permit as necessary, as provided in Section 702.183 and 702.184.

~~BOARD NOTE: See Derived from 40 CFR 144.36 (1993) and 270.50 (1992).~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.162 Schedules of Compliance

The permit may, when appropriate, specify a schedule of compliance leading to compliance with the appropriate Act and regulations.

- a) Time for compliance. Any schedules of compliance under this section shall require compliance as soon as possible. For UIC, in addition, schedules of compliance shall require compliance not later than 3 years after the effective date of the permit.
- b) Interim dates. If a permit establishes a schedule of compliance which that exceeds 1 year from the date of permit issuance, the schedule shall set forth interim requirements and the dates for their achievement.

- 1) The time between interim dates shall not exceed 1 year.
- 2) If the time necessary for completion of any interim requirement (such as the construction of a control facility) is more than 1 year and is not readily divisible into stages for completion, the permit shall specify interim dates for the submission of reports of progress toward compliance of the interim requirements and indicate a projected completion date.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- c) Reporting. A RCRA permit shall be written to require that no later than 14 days following such interim date and the final date of compliance, the permittee shall notify the Agency in writing of its compliance, or noncompliance with the interim or final requirements. A UIC permit shall be written to require that if paragraph subsection (a) above is applicable, progress reports be submitted no later than 30 days following each interim date and the final date of compliance.
- d) The Agency may not permit a schedule of compliance involving violation of regulations adopted by the Board unless the permittee has been granted a variance. To avoid delay, an applicant seeking a schedule of compliance should file a variance petition pursuant to 35 Ill. Adm. Code 104 at the same time the permit application is filed.
- †Board-Note BOARD NOTE: See Derived from 40 CFR §22.10 144.53(a) (1993) and 270.33(a) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.163 Alternative Schedules of Compliance

A RCRA or UIC permit applicant or permittee may cease conducting regulated activities (by receiving a terminal volume of hazardous waste and/or treatment or storage HWM facilities, closing pursuant to applicable requirements; or, for disposal HWM facilities, closing and conducting post-closure care pursuant to applicable requirements; or, for UIC wells, by plugging and abandonment) rather than continue to operate and meet permit requirements as follows:

- a) If the permittee decides to cease conducting regulated activities at a given time within the term of a permit which that has already been issued:
 - 1) The permit may be modified to contain a new or additional schedule leading to timely cessation of activities; or
 - 2) The permittee shall cease conducting permitted activities before noncompliance with any interim or final compliance schedule requirement already specified in the permit.
- b) If the decision to cease conducting regulated activities is made before issuance of a permit whose term will include the termination date, the permit shall contain a schedule leading to termination which that will ensure timely compliance with applicable requirements.
- c) If the permittee is undecided whether to cease conducting regulated activities, the Agency may issue or modify a permit to contain two schedules as follows:
 - 1) Both schedules shall contain an identical interim deadline requiring a final decision on whether to cease conducting regulated activities no later than a date which that ensures sufficient time to comply with applicable requirements in a timely manner if the decision is to continue conducting regulated activities;
 - 2) One schedule shall lead to timely compliance with applicable

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- requirements;
- 3) The second schedule shall lead to cessation of regulated activities by a date which that will ensure timely compliance with applicable requirements.
 - 4) Each permit containing two schedules shall include a requirement that after the permittee has made a final decision under paragraph subsection (c)(1) above it shall follow the schedule leading to compliance if the decision is to continue conducting regulated activities, and follow the schedule leading to termination if the decision is to cease conducting regulated activities.
 - d) The applicant's or permittee's decision to cease conducting regulated activities shall be evidenced by a firm public commitment satisfactory to the Agency, such as a resolution of the board of directors of a corporation.
- †Board-Note BOARD NOTE: See Derived from 40 CFR §22.10-†b† 144.53(b) (1993) and 270.33(b) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 702.164 Recording and Reporting

All permits shall specify:

- a) Requirements concerning the proper use, maintenance, and installation, when appropriate, of monitoring equipment or methods (including biological monitoring methods when appropriate);
 - b) Required monitoring including type, intervals and frequency sufficient to yield data which that are representative of the monitored activity including, when appropriate, continuous monitoring;
 - c) Applicable reporting requirements based upon the impact of the regulated activity and as specified in 35 Ill. Adm. Code 724 (RCRA) and 35 Ill. Adm. Code 730 (UIC). Reporting shall be no less frequent than specified in the above regulations.
- †Board-Note BOARD NOTE: See Derived from 40 CFR §22.10 144.54 (1993) and 270.31 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: ISSUED PERMITS

Section 702.181 Effect of a Permit

- a) The existence of a RCRA or UIC permit does not constitute a defense to a violation of the Environmental Protection Act or this Subtitle, except for development, modification, or operation without a permit. However, a permit may be modified, reissued, or revoked during its term for cause as set forth in 35 Ill. Adm. Code 703.270 through

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 703.273 (RCRA) and of 35 Ill. Adm. Code 704.261 through 704.263 (UIC) and Section 702.186.
- b) The issuance of a permit does not convey any property rights of any sort, or any exclusive privilege.
- c) The issuance of a permit does not authorize any injury to persons or property or invasion of other private rights, or any infringement of State or local law or regulations, except as noted in subsection (a).
- BOARD NOTE: Derived from 40 CFR 144.35 (1991 1993) and 40 CFR 270.4 (1991 1992) ~~7-as-amended-at-57-Fed.-Reg.-34867-January-29-1992.~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: RCRA PERMIT PROGRAM

- 2) Code citation: 35 Ill. Adm. Code 703

- 3) Section numbers: Proposed action:

703.125, 703.126, 703.140 Amendment
 703.154, 703.156, 703.158 Amendment
 703.184, 703.186, 703.200 Amendment
 703.201, 703.205, 703.206 Amendment
 703.208, 703.210, 703.211 Amendment
 703.224, 703.241, 703.242 Amendment
 703.244, 703.245, 703.246 Amendment
 703.247, 703.283 Amendment

- 4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].

- 5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Section 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Section 5-35 and 5-40 of the APA, it is not subject to first notice or to second notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois underground injection control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action

Summary

58 Fed. Reg. 63890 (Dec. 3, 1993)
 Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1983. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 703 make numerous corrections to the rules. Principally, these corrections repeal Section 703.244, which is a duplicate of Section 703.247, and replace the references to defunct federal provisions with the current references.

6) Will this proposed rule replace an emergency rule currently in effect?
No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any other amendments pending on this Part? No.

10) Statement of statewide policy objectives:

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground injection of wastes.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for demonstrating mechanical integrity through annulus pressure

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.

The full text of the proposed amendments begins on the next page:

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER b: PERMITS

PART 703

RCRA PERMIT PROGRAM

SUBPART A: GENERAL PROVISIONS

Section
703.100
703.101
703.110

Scope and Relation to Other Parts
Purpose
References

SUBPART B: PROHIBITIONS

Section
703.120
703.121
703.122
703.123
703.124
703.125
703.126
703.127

Prohibitions in General
RCRA Permits
Specific Inclusions in Permit Program
Specific Exclusions from Permit Program
Discharges of Hazardous Waste
Reapplications
Initial Applications
Federal Permits (Repealed)

SUBPART C: AUTHORIZATION BY RULE AND INTERIM STATUS

Section
703.140
703.141
703.150

Purpose and Scope
Permits by Rule
Application by Existing HWM Facilities and Interim Status
Qualifications

703.151 Application by New HWM Facilities
703.152 Amended Part A Application
703.153 Qualifying for Interim Status
703.154 Prohibitions During Interim Status
703.155 Changes During Interim Status
703.156 Interim Status Standards
703.157 Grounds for Termination of Interim Status
703.158 Permits for Less Than an Entire Facility
703.159 Closure by Removal
703.160 Procedures for Closure Determination

SUBPART D: APPLICATIONS

Section
703.180

Applications in General

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

703.181	Contents of Part A
703.182	Contents of Part B
703.183	General Information
703.184	Facility Location Information
703.185	Groundwater Protection Information
703.186	Exposure Information
703.187	Solid Waste Management Units
703.188	Other Information
703.200	Specific Part B Application Information
703.201	Containers
703.202	Tank Systems
703.203	Surface Impoundments
703.204	Waste Piles
703.205	Incinerators that Burn Hazardous Waste
703.206	Land Treatment
703.207	Landfills
703.208	<u>Specific-Part-B-Information-Requirements-for Boilers and Industrial Furnaces Burning Hazardous Waste</u>
703.209	Miscellaneous Units
703.210	Process Vents
703.211	Equipment
703.212	Drip Pads

SUBPART E: SHORT TERM AND PHASED PERMITS

Section	
703.221	Emergency Permits
703.222	Incinerator Conditions prior to Trial Burn
703.223	Incinerator Conditions During Trial Burn
703.224	Incinerator Conditions After Trial Burn
703.225	Trial Burns for Existing Incinerators
703.230	Land Treatment Demonstration
703.231	Research, Development and Demonstration Permits
703.232	Permits for Boilers and Industrial Furnaces Burning Hazardous Waste

SUBPART F: PERMIT CONDITIONS OR DENIAL

Section	
703.240	Permit Denial
703.241	Establishing Permit Conditions
703.242	Noncompliance Pursuant to Emergency Permit
703.243	Monitoring
703.244	Notice of Planned Changes <u>(Repealed)</u>
703.245	Twenty-four Hour Reporting
703.246	Reporting Requirements
703.247	Anticipated Noncompliance

SUBPART G: CHANGES TO PERMITS

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section	
703.260	Transfer
703.270	Modification
703.271	Causes for Modification
703.272	Causes for Modification or Reissuance
703.273	Facility Siting
703.280	Permit Modification at the Request of the Permittee
703.281	Class 1 Modifications
703.282	Class 2 Modifications
703.283	Class 3 Modifications

APPENDIX A Classification of Permit Modifications

AUTHORITY: Implementing Section 22.4 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/22.4 and 27].

SOURCE: Adopted in R82-19, 53 PCB 131, at 7 Ill. Reg. 14289, effective October 12, 1983; amended in R83-24 at 8 Ill. Reg. 206, effective December 27, 1983; amended in R84-9 at 9 Ill. Reg. 11899, effective July 24, 1985; amended in R85-22 at 10 Ill. Reg. 1110, effective January 2, 1986; amended in R85-23 at 10 Ill. Reg. 13284, effective July 28, 1986; amended in R86-1 at 10 Ill. Reg. 14093, effective August 12, 1986; amended in R86-19 at 10 Ill. Reg. 20702, effective December 2, 1986; amended in R86-28 at 11 Ill. Reg. 6121, effective March 24, 1987; amended in R86-46 at 11 Ill. Reg. 13543, effective August 4, 1987; amended in R87-5 at 11 Ill. Reg. 19383, effective November 12, 1987; amended in R87-26 at 12 Ill. Reg. 2584, effective January 15, 1988; amended in R87-39 at 12 Ill. Reg. 13069, effective July 29, 1988; amended in R88-16 at 13 Ill. Reg. 447, effective December 27, 1988; amended in R89-1 at 13 Ill. Reg. 18477, effective November 13, 1989; amended in R89-9 at 14 Ill. Reg. 6278, effective April 16, 1990; amended in R90-2 at 14 Ill. Reg. 14492, effective August 22, 1990; amended in R90-11 at 15 Ill. Reg. 9616, effective June 17, 1991; amended in R91-1 at 15 Ill. Reg. 14554, effective September 30, 1991; amended in R91-13 at 16 Ill. Reg. 9767, effective June 9, 1992; amended in R92-10 at 17 Ill. Reg. 5.4, effective March 26, 1993; amended in R93-4 at 17 Ill. Reg. 20794, effective November 22, 1993; amended in R93-16 at 18 Ill. Reg. 6898, effective April 26, 1994; amended in R94-7 at 18 Ill. Reg. 12392, effective July 29, 1994; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

NOTE: In this Part, superscript numbers or letters are denoted by parentheses; subscript are denoted by brackets.

Section 703.125 Reapplications

Any HWM facility with an effective permit shall submit a new application at least 180 days before the expiration date of the effective permit, unless permission for a later date has been granted by the Agency. (The Agency shall not grant permission for applications to be submitted later than the expiration date of the existing permit.)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

†BOARD NOTE: See Derived from 40 CFR 122-224† 270.10(h) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.126 Initial Applications

Except as provided in 703.Subpart C, no person shall begin physical construction of a new HWM facility without having submitted Part A and Part B of the permit application and received a finally effective RCRA permit.

†BOARD NOTE: See Derived from 40 CFR 122-224† and †b† 270.10(f)(1)(1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART C: AUTHORIZATION BY RULE AND INTERIM STATUS**Section 703.140 Purpose and Scope**

a) The Sections of this Subpart are divided into two groups:

- 1) Section 703.141, Permits by Rule; and
 - 2) Sections 703.151 through 703.158, relating to interim status;
- b) The interim status rules correspond to those portions of 40 CFR 122-217-122-22 and 122-23 270, Subpart G, which relate to interim status. Other portions of the federal rules may be found in 703.Subpart B. The intent is to group the interim status rules so they can be more easily ignored by those to whom they do not apply, and so they can be conveniently repealed after the interim status period.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.154 Prohibitions During Interim Status

During the interim status period the facility shall not:

- a) Treat, store, or dispose of hazardous waste not specified in Part A of the permit application;
 - b) Employ processes not specified in Part A of the permit application;
 - c) Exceed the design capacities specified in Part A of the permit application.
- †BOARD NOTE: See Derived from 40 CFR 122-234† 270.71(a)(1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.156 Interim Status Standards

During interim status, owners or operators shall comply with the interim status

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

standards at 35 Ill. Adm. Code 725.

†BOARD NOTE: See Derived from 40 CFR 122-234† 270.71(b) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.158 Permits for Less Than an Entire Facility

The Agency may issue or deny a permit for one or more units at a facility without simultaneously issuing or denying a permit to all of the units at the facility. The interim status of any unit for which a permit has not been issued or denied is not affected by the issuance or denial of a permit to any other unit at the facility.

BOARD NOTE: Derived from 40 CFR 270.1(c)(4) (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: APPLICATIONS**Section 703.184 Facility Location Information**

a) In order to show compliance with the facility location requirements of Section 21(1) of the Environmental Protection Act, the owner or operator shall include the following information, or a demonstration that Section 21(1) does not apply:

- 1) Location of any active or inactive shaft or tunneled mine below the facility;
 - 2) Location of any active faults in the earth's crust within 2 miles of the facility boundary;
 - 3) Location of existing private wells or existing sources of a public water supply within 1000 feet of any disposal unit boundary;
 - 4) Location of the corporate boundaries of any municipalities within one and one-half miles of the facility boundary;
- BOARD NOTE: Subsections (a)(1), (a)(2), (a)(3), and (a)(4) above request information necessary to allow the Agency to determine the applicability of Section 21(1) of the Environmental Protection Act requirements. These provisions are not intended to modify the requirements of the Act. For example, the operator is required to give the location of wells on its own property, even though the Agency might find that these do not prohibit the site location.

5) Documentation showing approval of municipalities if such approval is required by Section 21(1) of the Environmental Protection Act of the Act;

c) Owners and operators of all facilities shall provide an identification of whether the facility is located within a 100-year floodplain. This identification must indicate the source of data for such determination

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

and include a copy of the relevant flood map produced by the Federal Emergency Management Agency, National Flood Insurance Program (NFIP), if used, or the calculations and maps used where a NFIP map is not available. Information must also be provided identifying the 100-year flood level and any other special flooding factors (e.g., wave action) which that must be considered in designing, constructing, operating or maintaining the facility to withstand washout from a 100-year flood;

BOARD NOTE: NFIP maps are available as follows: Flood Map Distribution Center, National Flood Insurance Program, Federal Emergency Management Agency, 6930 (A-F) San Tomas Road, Baltimore, MD 21227-6227. 800/638-6620; and, Illinois Floodplain Information Depository, State Water Survey, 514 WSRC, University of Illinois, Urbana, IL 61801. 217/333-0447.

BOARD--NOTE--Where NFIP maps are available, they will normally be determinative of whether a facility is located within or outside of the 100-year flood plain. However, where the NFIP map excludes an area (usually areas of the flood plain less than 200 feet in width), these areas must be considered and a determination made as to whether they are in the 100-year floodplain. Where NFIP maps are not available for a proposed facility location, the owner or operator shall use equivalent mapping techniques to determine whether the facility is within the 100-year floodplain, and if so located, what the 100-year flood elevation is.

BOARD--NOTE--Derived from 40 CFR 270.12(b)(1)(ii)-(1988)-

d) Owners and operators of facilities located in the 100-year floodplain shall provide the following information:

- 1) Engineering analysis to indicate the various hydrodynamic and hydrostatic forces expected to result at the site as a consequence of a 100-year flood;
- 2) Structural or other engineering studies showing the design of operational units (e.g., tanks, incinerators) and flood protection devices (e.g., floodwalls, dikes) at the facility and how these will prevent washout;
- 3) If applicable, and in lieu of subsections (d)(1) and (d)(2) above, a detailed description of procedures to be followed to remove hazardous waste to safety before the facility is flooded, including:

A) Timing of such movement relative to flood levels, including estimated time to move the waste, to show that such movement can be completed before floodwaters reach the facility;

B) A description of the locations to which the waste will be moved and demonstration that those facilities will be eligible to receive hazardous waste in accordance with 35 Ill. Adm. Code 702, 703, 724, and 725;

C) The planned procedures, equipment, and personnel to be used and the means to ensure that such resources will be available in time for use;

D) The potential for accidental discharges of the waste during movement;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

BOARD--NOTE--Derived from 40 CFR 270.14(b)(1)(iv)-(1988)-

e) Owners and operators of existing facilities not in compliance with 35 Ill. Adm. Code 724.118(b) shall provide a plan showing how the facility will be brought into compliance and a schedule for compliance. Such owners and operators shall file a concurrent variance petition with the Board;

BOARD--NOTE--Derived from 40 CFR 270.14(b)(1)(iv)-(1988)-

f) Owners or operators of new regional pollution control facilities, as defined in Section 3 of the Environmental Protection Act, shall provide documentation showing site location suitability from the county board or other governing body as provided by Section 39(c) and 39.2 of that Act.

BOARD NOTE: Subsections (b) through (e) derived from 40 CFR 270.14(b)(1)(iii) through (b)(1)(v) (1992). The Board has not codified an equivalent to 40 CFR 270.14(b)(1)(i) and (b)(1)(ii), relating to certain seismic zones not located within Illinois.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.186 Exposure Information

a) Any Part B permit application submitted by an owner or operator of a facility that stores, treats, or disposes of hazardous waste in a surface impoundment or a landfill must be accompanied by information, reasonably ascertainable by the owner or operator, on the potential for the public to be exposed to hazardous wastes or hazardous constituents through releases related to the unit. At a minimum, such information must address:

- 1) Reasonably foreseeable potential releases from both normal operations and accidents at the unit, including releases associated with transportation to or from the unit;
- 2) The potential pathways of human exposure to hazardous wastes or constituents resulting from the releases described under subsection (a)(1) above; and,
- 3) The potential magnitude and nature of the human exposure resulting from such releases.

b) By August 8, 1985, owners and operators of a landfill or a surface impoundment who have already submitted a Part B application must submit the exposure information required in subsection (a).

(BOARD NOTE: See Derived from 40 CFR 270.10(j) (1992).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.200 Specific Part B Application Information

Additional information is required in the Part B application by the following Sections from owners or operators of specific types of TSD unit:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Containers (Section 703.201);
 b) Tanks (Section 703.202);
 c) Surface impoundments (Section 703.203);
 d) Waste piles (Section 703.204);
 e) Incinerators (Section 703.205);
 f) Land treatment (Section 703.206);
 g) Landfills (Section 703.207).

†BOARD NOTE: See from 40 CFR 422-25(b) 270.14(a) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.201 Containers

For facilities that store containers of hazardous waste, except as otherwise provided in 35 Ill. Adm. Code 724.270, the Part B application must include:

- a) A description of the containment system to demonstrate compliance with 35 Ill. Adm. Code 724.275. Show at least the following:

- 1) Basic design parameters, dimensions, and materials of construction;
- 2) How the design promotes drainage or how containers are kept from contact with standing liquids in the containment system;
- 3) Capacity of the containment system relative to the number and volume of containers to be stored;
- 4) Provisions for preventing or managing run-on;
- 5) How accumulated ~~liquids~~ liquids can be analyzed and removed to prevent overflow;

- b) For storage areas that store containers holding wastes that do not contain free liquids, a demonstration of compliance with 35 Ill. Adm. Code 724.275(c), including:

- 1) Test procedures and results or other documentation or information to show that the wastes do not contain free liquids; and
- 2) A description of how the storage area is designed or operated to drain and remove liquids or how containers are kept from contact with standing liquids;

- c) Sketches, drawings, or data demonstrating compliance with 35 Ill. Adm. Code 724.276 (location of buffer zone and containers holding ignitable or reactive wastes) and Section 724.277(c) (location of incompatible wastes), where applicable;

- d) Where incompatible wastes are stored or otherwise managed in containers, a description of the procedures used to ensure compliance with 35 Ill. Adm. Code 724.117(b) and (c)† and 724.277(a) and (b).
 †BOARD NOTE: See Derived from 40 CFR 422-25(b)†† 270.15 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.205 Incinerators that Burn Hazardous Waste

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

For facilities that incinerate hazardous waste, except as 35 Ill. Adm. Code 724.440 provides otherwise, the applicant must fulfill the requirements of subsections (a), (b)†, or (c) below in completing the Part B application:

- a) When seeking exemption under 35 Ill. Adm. Code 724.440(b) or (c) (ignitable, corrosive, or reactive wastes only):

- 1) Documentation that the waste is listed as a hazardous waste in 35 Ill. Adm. Code 721. Subpart D solely because it is ignitable (Hazard Code I), corrosive (Hazard Code C), or both; or
- 2) Documentation that the waste is listed as a hazardous waste in 35 Ill. Adm. Code 721. Subpart D solely because it is reactive (Hazard Code R) for characteristics other than those listed in 35 Ill. Adm. Code 721.123(a)(4) and (a)(5)† and will not be burned when other hazardous wastes are present in the combustion zone; or
- 3) Documentation that the waste is a hazardous waste solely because it possesses the characteristic of ignitability or corrosivity, or both, as determined by the tests for characteristics of hazardous wastes under 35 Ill. Adm. Code 721. Subpart C; or
- 4) Documentation that the waste is a hazardous waste solely because it possesses the reactivity characteristics listed in 35 Ill. Adm. Code 721.123 (a)(1) through (a) (3) or (a)(6) through (a)(8)† and that it will not be burned when other hazardous wastes are present in the combustion zone; or

- b) Submit a trial burn plan or the results of a trial burn, including all required determinations, in accordance with Section 703.222 et seq.; or
- c) In lieu of a trial burn, the applicant may submit the following information:

- 1) An analysis of each waste or mixture of wastes to be burned including:

- A) Heat value of the waste in the form and composition in which it will be burned;
- B) Viscosity (if applicable)† or description of physical form of the waste;
- C) An identification of any hazardous organic constituents listed in 35 Ill. Adm. Code 721. Appendix H that are present in the waste to be burned, except that the applicant need not analyze for constituents listed in 35 Ill. Adm. Code 721. Appendix H that would reasonably not be expected to be found in the waste. The constituents excluded from analysis must be identified and the basis for their exclusion stated. The waste analysis must rely on analytical techniques specified in "Test Methods for the Evaluation of Solid Waste, Physical/Chemical Methods", U.S. EPA Publication SW-846, as incorporated by reference at 35 Ill. Adm. Code 720.111 and Section 703.110, or their equivalent;

- D) An approximate quantification of the hazardous constituents identified in the waste, within the precision produced by the analytical methods specified in "Test Methods for the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Evaluation of Solid Waste, Physical/Chemical Methods", U.S. EPA Publication SW-846, as incorporated by reference at 35 Ill. Adm. Code 720.111 and Section 703.110;

- E) A quantification of those hazardous constituents in the waste that may be designated as POHCs based on data submitted from other trial or operational burns that demonstrate compliance with the performance standard in 35 Ill. Adm. Code 724.443;

2) A detailed engineering description of the incinerator, including:

- A) Manufacturer's name and model number of incinerator;
 B) Type of incinerator;
 C) Linear dimension of incinerator unit including cross sectional area of combustion chamber;
 D) Description of auxiliary fuel system (type/feed);
 E) Capacity of prime mover;
 F) Description of automatic waste feed cutoff system(s);
 G) Stack gas monitoring and pollution control monitoring system;

H) Nozzle and burner design;

- I) Construction materials;
 J) Location and description of temperature, pressure and flow indicating devices and control devices;

3) A description and analysis of the waste to be burned compared with the waste for which data from operational or trial burns are provided to support the contention that a trial burn is not needed. The data should include those items listed in subsection (c)(1) above. This analysis should specify the POHCs that the applicant has identified in the waste for which a permit is sought, and any differences from the POHCs in the waste for which burn data are provided;

- 4) The design and operating conditions of the incinerator unit to be used, compared with that for which comparative burn data are available;

5) A description of the results submitted from any previously conducted trial burn(s) including:

- A) Sampling and analysis techniques used to calculate performance standards in 35 Ill. Adm. Code 724.443;
 B) Methods and results of monitoring temperatures, waste feed rates, carbon monoxide and an appropriate indicator of combustion gas velocity (including a statement concerning the precision and accuracy of this measurement);
 C) The certification and results required by subsection (b) above;

6) The expected incinerator operation information to demonstrate compliance with 35 Ill. Adm. Code 724.443 and 724.445 including:

- A) Expected carbon monoxide (CO) level in the stack exhaust gas;
 B) Waste feed rate;
 C) Combustion zone temperature;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- D) Indication of combustion gas velocity;
 E) Expected stack gas volume, flow rate, and temperature;
 F) Computed residence time for waste in the combustion zone;
 G) Expected hydrochloric acid removal efficiency;
 H) Expected fugitive emissions and their control procedures;
 I) Proposed waste feed cut-off limits based on the identified significant operating parameters;

- 7) The Agency may, pursuant to 35 Ill. Adm. Code 705.122, request such additional information as may be necessary for the Agency to determine whether the incinerator meets the requirements of 35 Ill. Adm. Code 724.443 and what conditions are required by that Subpart and Section 39(d) of the Environmental Protection Act;

- 8) Waste analysis data, including that submitted in subsection (c)(1) above, sufficient to allow the Agency to specify as permit Principal Organic Hazardous Constituents (permit POHCs) those constituents for which destruction and removal efficiencies will be required;

- d) The Agency shall approve a permit application without a trial burn if it finds that:

- 1) The wastes are sufficiently similar; and
 2) The incinerator units are sufficiently similar, and the data from other trial burns are adequate to specify (under 35 Ill. Adm. Code 724.445) operating conditions that will ensure that the performance standards in 35 Ill. Adm. Code 724.443 will be met by the incinerator.

†BOARD NOTE: Derived from 40 CFR 270.19 (1992), as amended at 58 Fed. Reg. 46051 (Aug. 31, 1993). See-40-CFR-123-25(b)(4)(5)-†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.206 Land Treatment

For facilities that use land treatment to dispose hazardous waste, except as otherwise provided in 35 Ill. Adm. Code 724.101, the Part B application must include:

- a) A description of plans to conduct treatment demonstration as required under 35 Ill. Adm. Code 724.372. The description must include the following information:

- 1) The wastes for which the demonstration will be made and the potential hazardous constituents in the wastes;
 2) The data sources to be used to make the demonstration (e.g., literature, laboratory data, field data, or operating data);
 3) Any specific laboratory or field tests that will be conducted, including:
 A) the type of test (e.g., column leaching, degradation);
 B) materials and methods, including analytical procedures;
 C) expected time for completion;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- D) characteristics of the unit that will be simulated in the demonstration, including treatment zone characteristics, climatic conditions and operating practices;
- b) A description of a land treatment program, as required under 35 Ill. Adm. Code 724.371. This information must be submitted with the plans for the treatment demonstration, and updated following the treatment demonstration. The land treatment program must address the following items:

- 1) The wastes to be land treated;
- 2) Design measures and operating practices necessary to maximize treatment in accordance with 35 Ill. Adm. Code 724.373(a) including:
 - A) Waste application method and rate;
 - B) Measures to control soil pH;
 - C) Enhancement of microbial or chemical reactions;
 - D) Control of moisture content;
- 3) Provisions of unsaturated zone monitoring, including:
 - A) Sampling equipment, procedures, and frequency;
 - B) Procedures for selecting sampling locations;
 - C) Analytical procedures;
 - D) Chain of custody control;
 - E) Procedures for establishing background values;
 - F) Statistical methods for interpreting results;
 - G) The justification for any hazardous constituents recommended for selection as principal hazardous constituents, in accordance with the criteria for such selection in 35 Ill. Adm. Code 724.378(a);
- 4) A list of hazardous constituents reasonably expected to be in, or derived from, the wastes to be land treated based on waste analysis performed pursuant to 35 Ill. Adm. Code 724.113;
- 5) The proposed dimensions of the treatment zone;
- c) A description of how the unit is or will be designed, constructed, operated and maintained in order to meet the requirements of 35 Ill. Adm. Code 724.373. This submission must address the following items:
 - 1) Control of run-on;
 - 2) Collection and control of run-off;
 - 3) Minimization of run-off of hazardous constituents from the treatment zone;
 - 4) Management of collection and holding facilities associated with run-on and run-off control systems;
 - 5) Periodic inspection of the unit. This information should be included in the inspection plan submitted under Section 703.183(e);
 - 6) Control of wind dispersal of particulate matter, if applicable;

- d) If food-chain crops are to be grown in or on the treatment zone of the land treatment unit, a description of how the demonstration required under 35 Ill. Adm. Code 724.376(a) will be conducted including:
- 1) Characteristics of the food-chain crop for which the demonstration will be made;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 2) Characteristics of the waste, treatment zone, and waste application method and rate to be used in the demonstration;
- 3) Procedures for crop growth, sample collection, sample analysis, and data evaluation;
- 4) Characteristics of the comparison crop including the location and conditions under which it was or will be grown;
- e) If food-chain crops are to be grown and cadmium is present in the land-treated waste, a description of how the requirements of 35 Ill. Adm. Code 724.376(b) will be complied with;
- f) A description of the vegetative cover to be applied to closed portions of the facility, and a plan for maintaining such cover during the post-closure care period, as required under 35 Ill. Adm. Code 724.380(a)(8) and (c)(2). This information should be included in the closure plan and, where applicable, the post-closure care plan submitted under Section 703.183(m);
- g) If ignitable or reactive wastes will be placed in or on the treatment zone, an explanation of how the requirements of 35 Ill. Adm. Code 724.381 will be complied with;
- h) If incompatible wastes or incompatible wastes and materials will be placed in or on the same treatment zone, an explanation of how 35 Ill. Adm. Code 724.382 will be complied with;
- i) A waste management plan for hazardous waste numbers F020, F021, F022, F023, F026, and F027 describing how a land treatment facility is or will be designed, constructed, operated, and maintained to meet the requirements of 35 Ill. Adm. Code 724.383. This submission must address the following items as specified in that Section:
 - 1) The volume, physical, and chemical characteristics of the wastes, including their potential to migrate through soil or to volatilize or escape into the atmosphere;
 - 2) The attenuative properties of underlying and surrounding soils or other materials;
 - 3) The mobilizing properties of other materials co-disposed with these wastes; and
 - 4) The effectiveness of additional treatment, design, or monitoring techniques.

†BOARD NOTE: See Derived from 40 CFR 270.20 (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.208 Specific-Part-B--Information--Requirements--for Boilers and Industrial Furnaces Burning Hazardous Waste

- a) Trial burns.
- 1) General. Except as provided below, owners and operators that are subject to the standards to control organic emissions provided by 35 Ill. Adm. Code 726.204, standards to control particulate matter provided by 35 Ill. Adm. Code 726.205, standards to control metals emissions provided by 35 Ill. Adm. Code 726.206,

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

or standards to control hydrogen chloride (HCl) or chlorine gas emissions provided by 35 Ill. Adm. Code 726.207 shall conduct a trial burn to demonstrate conformance with those standards and shall submit a trial burn plan or the results of a trial burn, including all required determinations, in accordance with Section 703.232.

- A) Under subsection (a)(2) through (a)(5) below and 35 Ill. Adm. Code 726.204 through 726.207, the Agency may waive a trial burn to demonstrate conformance with a particular emission standard; and
- B) The owner or operator may submit date data in lieu of a trial burn, as prescribed in subsection (a)(6) below.

2) Waiver of trial burn of DRE (destruction removal efficiency).

- A) Boilers operated under special operating requirements. When seeking to be permitted under 35 Ill. Adm. Code 726.204(a)(4) and 726.210, that which automatically waive the DRE trial burn, the owner or operator of a boiler shall submit documentation that the boiler operates under the special operating requirements provided by 35 Ill. Adm. Code 726.210.

- B) Boilers and industrial furnaces burning low risk waste. When seeking to be permitted under the provisions for low risk waste provided by 35 Ill. Adm. Code 726.204(a)(5) and 726.209(a), that which waive the DRE trial burn, the owner or operator shall submit:

- i) Documentation that the device is operated in conformance with the requirements of 35 Ill. Adm. Code 726.209(a)(1).

- ii) Results of analyses of each waste to be burned, documenting the concentrations of nonmetal compounds listed in 35 Ill. Adm. Code 721. Appendix H, except for those constituents that would reasonably not be expected to be in the waste. The constituents excluded from analysis must be identified and the basis for their exclusion explained. The analysis must rely on analytical techniques specified in Test Methods for the Evaluation of Solid Waste, Physical/Chemical Methods (incorporated by reference, see 35 Ill. Adm. Code 720.111)

- iii) Documentation of hazardous waste firing rates and calculations of reasonable, worst-case emission rates of each constituent identified in subsection (a)(2)(B)(ii) above using procedures provided by 35 Ill. Adm. Code 726.209(a)(2)(B).

- iv) Results of emissions dispersion modeling for emissions identified in subsection (a)(2)(B)(iii) above using modeling procedures prescribed by 35 Ill. Adm. Code 726.206(h). The Agency shall review the emission modeling conducted by the applicant to determine

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

conformance with these procedures. The Agency shall either approve the modeling or determine that alternate or supplementary modeling is appropriate.

- v) Documentation that the maximum annual average ground level concentration of each constituent identified in subsection (a)(2)(B)(ii) above quantified in conformance with subsection (a)(2)(B)(iv) above does not exceed the allowable ambient level established in 35 Ill. Adm. Code 726. Appendix D or E. The acceptable ambient concentration for emitted constituents for which a specific reference air concentration has not been established in 35 Ill. Adm. Code 726. Appendix D or risk-specific does has not been established in 35 Ill. Adm. Code 726. Appendix E is 0.1 micrograms per cubic meter, as noted in the footnote to 35 Ill. Adm. Code 726. Appendix D.

- 3) Waiver of trial burn for metals. When seeking to be permitted under the Tier I (or adjusted Tier I) metals feed rate screening limits provided by 35 Ill. Adm. Code 726.206(b) and (e) that control metals emissions without requiring a trial burn, the owner or operator shall submit:

- A) Documentation of the feed rate of hazardous waste, other fuels, and industrial furnace feed stocks;
- B) Documentation of the concentration of each metal controlled by 35 Ill. Adm. Code 726.206(b) or (c) in the hazardous waste, other fuels and industrial furnace feedstocks, and calculations of the total feed rate of each metal;

- C) Documentation of how the applicant will ensure that the Tier I feed rate screening limits provided by 35 Ill. Adm. Code 726.206(b) or (e) will not be exceeded during the averaging period provided by that subsection;

- D) Documentation to support the determination of the TESH (terrain-adjusted effective stack height), good engineering practice stack height, terrain type, and land use as provided by 35 Ill. Adm. Code 726.206(b)(3) through (5);

- E) Documentation of compliance with the provisions of 35 Ill. Adm. Code 726.206(b)(6), if applicable, for facilities with multiple stacks;

- F) Documentation that the facility does not fail the criteria provided by 35 Ill. Adm. Code 726.206(b)(7) for eligibility to comply with the screening limits; and

- G) Proposed sampling and metals analysis plan for the hazardous waste, other fuels, and industrial furnace feed stocks.
- 4) Waiver of trial burn for PM (particulate matter). When seeking to be permitted under the low risk waste provisions of 35 Ill. Adm. Code 726.209(b), which waives the particulate standard (and trial burn to demonstrate conformance with the particulate standard), applicants shall submit documentation supporting conformance with subsection (a)(2)(B) and (a)(3)(r

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

above.

- 5) Waiver of trial burn for HCl and chlorine gas. When seeking to be permitted under the Tier I (or adjusted Tier I) feed rate screening limits for total chlorine and chloride provided by 35 Ill. Adm. Code 726.207(b)(1) and (e) that control emissions by HCl and chlorine gas without requiring a trial burn, the owner or operator shall submit:
 - A) Documentation of the feed rate of hazardous waste, other fuels, and industrial furnace feed stocks;
 - B) Documentation of the levels of total chlorine and chloride in the hazardous waste, other fuels and industrial furnace feedstocks, and calculations of the total feed rate of total chlorine and chloride;
 - C) Documentation of how the applicant will ensure that the Tier I (or adjusted Tier I) feed rate screening limits provided by 35 Ill. Adm. Code 726.207(b)(1) or (e) will not be exceeded during the averaging period provided by that subsection;
 - D) Documentation to support the determination of the TESH, good engineering practice stack height, terrain type and land use as provided by 35 Ill. Adm. Code 726.207(b)(3);
 - E) Documentation of compliance with the provisions of 35 Ill. Adm. Code 726.207(b)(4), if applicable, for facilities with multiple stacks;
 - F) Documentation that the facility does not fail the criteria provided by 35 Ill. Adm. Code 726.207(b)(3) for eligibility to comply with the screening limits; and
 - G) Proposed sampling and analysis plan for total chlorine and chloride for the hazardous waste, other fuels, and industrial furnace feedstocks.
- 6) Data in lieu of trial burn. The owner or operator may seek an exemption from the trial burn requirements to demonstrate conformance with Section 703.232 and 35 Ill. Adm. Code 726.204 through 726.207 by providing the information required by Section 703.232 from previous compliance testing of the device in conformance with 35 Ill. Adm. Code 726.203, or from compliance testing or trial or operational burns of similar boilers or industrial furnaces burning similar hazardous wastes under similar conditions. If data from a similar device is used to support a trial burn waiver, the design and operating information required by Section 703.232 must be provided for both the similar device and the device to which the data is to be applied, and a comparison of the design and operating information

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

must be provided. The Agency shall approve a permit application without a trial burn if the Agency finds that the hazardous wastes are sufficiently similar, the devices are sufficiently similar, the operating conditions are sufficiently similar, and the data from other compliance tests, trial burns, or operational burns are adequate to specify (under 35 Ill. Adm. Code 726.102) operating conditions that will ensure conformance with 35 Ill. Adm. Code 726.102(c). In addition, the following information shall be submitted:

- A) For a waiver from any trial burn:
 - i) A description and analysis of the hazardous waste to be burned compared with the hazardous waste for which data from compliance testing or operational or trial burns are provided to support the contention that a trial burn is not needed;
 - ii) The design and operating conditions of the boiler or industrial furnace to be used, compared with that for which comparative burn data are available; and
 - iii) Such supplemental information as the Agency finds necessary to achieve the purposes of this subsection.
- B) For a waiver of the DRE trial burn, the basis for selection of PORCS (principal organic hazardous constituents) used in the other trial or operational burns which demonstrate compliance with the DRE performance standard in 35 Ill. Adm. Code 726.204(a). This analysis should specify the constituents in 35 Ill. Adm. Code 721-Appendix H7 that the applicant has identified in the hazardous waste for which a permit is sought and any differences from the PORCS in the hazardous waste for which burn data are provided.
- b) Alternative HC limit for industrial furnaces with organic matter in raw materials. Owners and operators of industrial furnaces requesting an alternative HC limit under 35 Ill. Adm. Code 726.204(f) shall submit the following information at a minimum:
 - 1) Documentation that the furnace is designed and operated to minimize HC emissions from fuels and raw materials;
 - 2) Documentation of the proposed baseline flue gas HC (and CO) concentration, including data on HC (and CO) levels during tests when the facility produced normal products under normal operating conditions from normal raw materials while burning normal fuels and when not burning hazardous waste;
 - 3) Test burn protocol to confirm the baseline HC (and CO) level including information on the type and flow rate of all feedstreams, point of introduction of all feedstreams, total organic carbon content (or other appropriate measure of organic content) of all nonfuel feedstreams, and operating conditions that affect combustion of fuel(s) and destruction of hydrocarbon emissions from nonfuel sources;
 - 4) Trial burn plan to:
 - A) Demonstrate that flue gas HC (and CO) concentrations when

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

burning hazardous waste do not exceed the baseline HC (and CO) level; and

B) Identify, in conformance with Section 703.232(d), the types and concentrations of organic compounds listed in 35 Ill. Adm. Code 724.932(d), the total emissions for all affected hazardous waste;

5) Implementation plan to monitor over time changes in the operation of the facility that could reduce the baseline HC level and procedures to periodically confirm the baseline HC level; and

6) Such other information as the Agency finds necessary to achieve the purposes of this subsection.

c) Alternative metals implementation approach. When seeking to be permitted under an alternative metals implementation approach under 35 Ill. Adm. Code 726.206(f), the owner or operator shall submit documentation specifying how the approach ensures compliance with the metals emissions standards of 35 Ill. Adm. Code 726.106(c) or (d) and how the approach can be effectively implemented and monitored. Further, the owner or operator shall provide such other information that the Agency finds necessary to achieve the purposes of this subsection.

d) Automatic waste feed cutoff system. Owners and operators shall submit information describing the automatic waste feed cutoff system, including any pre-alarm systems that may be used.

e) Direct transfer. Owners and operators that use direct transfer operations to feed hazardous waste from transport vehicles (containers, as defined in 35 Ill. Adm. Code 726.211) directly to the boiler or industrial furnace shall submit information supporting conformance with the standards for direct transfer provided by 35 Ill. Adm. Code 726.211.

f) Residues. Owners and operators that claim that their residues are excluded from regulation under the provision of 35 Ill. Adm. Code 726.212 shall submit information adequate to demonstrate conformance with those provisions.

BOARD NOTE: Derived from 40 CFR 270.22 (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.210 Process Vents

Except as otherwise provided in 35 Ill. Adm. Code 724.101, owners and operators of facilities which have process vents to which 35 Ill. Adm. Code 724.932(a) applies shall provide the following additional information:

a) For facilities which cannot install a closed-vent system and control device to comply with 35 Ill. Adm. Code 724.932(a) on the effective date on which the facility becomes subject to that Subpart or 35 Ill. Adm. Code 725.932(a), an implementation schedule as specified in 35 Ill. Adm. Code 724.932(a)(2).

b) Documentation of compliance with the process vent standards in 35 Ill.

Adm. Code 724.932, including:

1) Information and data identifying all affected process vents, annual throughput and operating hours of each affected unit, estimated emission rates for the affected vent and for the overall facility (i.e., the total emissions for all affected vents at the facility), and the approximate location within the facility of each affected unit (e.g., identify the hazardous waste management units on a facility plot plan);

2) Information and data supporting estimates of vent emissions and emission reduction achieved by add-on control devices based on engineering calculations or source tests. For the purpose of determining compliance, estimates of vent emissions and emission reductions must be made using operating parameter values (e.g., temperatures, flow rates or concentrations) which that represent the conditions which exist when the waste management unit is operating at the highest load or capacity level reasonably expected to occur;

3) Information and data used to determine whether or not a process vent is subject to 35 Ill. Adm. Code 724.932.

c) Where an owner or operator applies for permission to use a control device other than a thermal vapor incinerator, catalytic vapor incinerator, flare, boiler, process heater, condenser, or carbon adsorption system to comply with 35 Ill. Adm. Code 724.932, and chooses to use test data to determine the organic removal efficiency or the total organic compound concentration achieved by the control device, a performance test plan as specified in 35 Ill. Adm. Code 724.935(b)(3).

d) Documentation of compliance with 35 Ill. Adm. Code 724.933, including:

1) A list of all information references and sources used in preparing the documentation.

2) Records including the dates of each compliance test required by 35 Ill. Adm. Code 724.933(k).

3) A design analysis, specifications, drawings, schematics, and piping, and instrumentation diagrams based on the appropriate sections of APTI Course 415, incorporated by reference in 35 Ill. Adm. Code 720.111, or other engineering texts approved by the Agency which present basic control device design information. The design analysis must address the vent stream characteristics and control device parameters as specified in 35 Ill. Adm. Code 724.935(b)(4)(C).

4) A statement signed and dated by the owner or operator certifying that the operating parameters used in the design analysis reasonably represent the conditions which exist when the hazardous waste management unit is or would be operating at the highest load or capacity level reasonably expected to occur.

5) A statement signed and dated by the owner or operator certifying that the control device is designed to operate at an efficiency of 95 weight percent or greater unless the total organic emission limits of 35 Ill. Adm. Code 724.932(a) for affected process vents

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

at the facility can be attained by a control device involving vapor recovery at an efficiency less than 95 weight percent.

BOARD NOTE: Derived from 40 CFR 270.24 (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.211 Equipment

Except as otherwise provided in 35 Ill. Adm. Code 724.101, owners and operators of facilities which have equipment to which 35 Ill. Adm. Code 724.Subpart BB applies shall provide the following additional information:

a) For each piece of equipment to which 35 Ill. Adm. Code 724.Subpart BB applies:

- 1) Equipment identification number and hazardous waste management unit identification;¹
 - 2) Approximate locations within the facility (e.g., identify the hazardous waste management unit on a facility plot plan);²
 - 3) Type of equipment (e.g., a pump or pipeline valve);¹
 - 4) Percent by weight total organics in the hazardous wastestream at the equipment;¹
 - 5) Hazardous waste state at the equipment (e.g., gas/vapor or liquid);¹ and
 - 6) Method of compliance with the standard (e.g., "monthly leak detection and repair" or "equipped with dual mechanical seals").
- b) For facilities which cannot install a closed-vent system and control device to comply with 35 Ill. Adm. Code 724.Subpart BB on the effective date that facility becomes subject to this Subpart or 35 Ill. Adm. Code 724.Subpart BB, an implementation schedule as specified in 35 Ill. Adm. Code 724.933(a)(2).
- c) Where an owner or operator applies for permission to use a control device other than a thermal vapor incinerator, catalytic vapor incinerator, flare, boiler, process heater, condenser,¹ or carbon adsorption system and chooses to use test data to determine the organic removal efficiency or the total organic compound concentration achieved by the control device, a performance test plan as specified in 35 Ill. Adm. Code 724.935(b)(3).
- d) Documentation which demonstrates compliance with the equipment standards in 35 Ill. Adm. Code 724.952 or 724.959. This documentation must contain the records required under 35 Ill. Adm. Code 724.964. The Agency shall request further documentation if necessary to demonstrate compliance. Documentation to demonstrate compliance with 35 Ill. Adm. Code 724.960 must include the following information:
- 1) A list of all information references and sources used in preparing the documentation;¹
 - 2) Records, including the dates of each compliance test required by 35 Ill. Adm. Code 724.933(j);¹
 - 3) A design analysis, specifications, drawings, schematics, and piping and instrumentation diagrams based on the appropriate

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

sections of APTI Course 415, incorporated by reference in 35 Ill. Adm. Code 720.111, or other engineering texts approved by the Agency which present basic control device design information. The design analysis must address the vent stream characteristics and control device parameters as specified in 35 Ill. Adm. Code 724.935(b)(4)(C);¹

- 4) A statement signed and dated by the owner or operator certifying that the operating parameters used in the design analysis reasonably represent the conditions which exist when the hazardous waste management unit is or would be operating at the highest load or capacity level reasonably expected to occur;¹ and
- 5) A statement signed and dated by the owner or operator certifying that the control device is designed to operate at an efficiency of 95 weight percent or greater.

BOARD NOTE: Derived from 40 CFR 270.25 (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART E: SHORT TERM AND PHASED PERMITS

Section 703.224 Incinerator Conditions After Trial Burn

For the purposes of allowing operation of a new hazardous waste incinerator following completion of the trial burn and prior to final modification of the permit conditions to reflect the trial burn results, the Agency may establish permit conditions, including but not limited to allowable waste feeds and operating conditions sufficient to meet the requirements of 35 Ill. Adm. Code 724.445, in the permit to a new hazardous waste incinerator. These permit conditions will be effective for the minimum time required to complete sample analysis, data computation and submission of the trial burn results by the applicant and modification of the facility permit by the Agency:

- a) Applicants must submit a statement, with Part B of the permit application, which identifies the conditions necessary to operate in compliance with the performance standards of 35 Ill. Adm. Code 724.443, during this period. This statement should include, at a minimum, restrictions on waste constituents, waste feed rates and the operating parameters identified in 35 Ill. Adm. Code 724.445;
- b) The Agency will review this statement and any other relevant information submitted with Part B of the permit application and specify those requirements for this period most likely to meet the performance standards of 35 Ill. Adm. Code 724.443 based on engineering judgment.

†BOARD NOTE: See Derived from 40 CFR 122-27†b†3† 270.62(c) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART F: PERMIT CONDITIONS

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 703.241 Establishing Permit Conditions

a) General conditions:

- 1) In addition to the conditions established under 35 Ill. Adm. Code 702.160(a), each RCRA permit shall include permit conditions necessary to achieve compliance with each of the applicable requirements specified in 35 Ill. Adm. Code 724 and 726 through 728. In satisfying this provision, the Agency may incorporate applicable requirements of 35 Ill. Adm. Code 724 and 726 through 728 directly into the permit or establish other permit conditions that are based on these Parts;

- 2) Each RCRA permit issued under Section 39(d) of the Environmental Protection Act shall contain terms and conditions which that the Agency determines are necessary to protect human health and the environment.

(BOARD NOTE: See Derived from 40 CFR 270.32(b) (1986 1992) r-as amended-at-51-Ped--Reg--406367-November-77-1986-77.

- b) The conditions specified in the this following--Sections Subpart, in addition to those set forth in 35 Ill. Adm. Code 702.140 through 702.152, apply to all RCRA permits.

(BOARD NOTE: Derived from 40 CFR 270.30 preamble (1992).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.242 Noncompliance Pursuant to Emergency Permit

In addition to 35 Ill. Adm. Code 702.141 (duty to comply)*, the permittee need not comply with the conditions of this its permit to the extent and for the duration such noncompliance is authorized in an emergency permit. (See Section 703.221).

(BOARD NOTE: See Derived from 40 CFR 129.20 270.30(a) (1992).)*

Section 703.244 Notice of Planned Changes (Repealed)

In-addition-to-35-Ill-Adm-Code-702.152(a)-(notice-of-planned-changes)--for-a new-HWM-facility--the-permittee-may-not-commence-treatment-storage-or-disposal of-hazardous-waste--and-for-a-facility-being-modified--the-permittee-may-not treaty--store--or--dispose--of--hazardous--waste--in-the-modified-portion-of-the facility--until:

- a) The-permittee-has-submitted-to-the-Agency-by-certified-mail--or--hand delivery--a--letter--signed--by--the--permittee--and--a--registered professional-engineer--stating--that--the-facility--has--been--constructed or-modified--in-compliance--with--the--permit--and

b)

- i) The-Agency--has--inspected--the--modified--or--newly-constructed facility--and--finds--it--is--in-compliance--with--the--condition--of--the permit--or

- 2) If--within--15--days--of--the--date--of--submission--of--the--letter--in

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

paragraph-(a)-the-permittee-has-not--received--notice--from--the Agency--of--its--intent--to--inspect--prior--inspection--is--waived--and the-permittee-may-commence--treatment--storage--or--disposal--of hazardous-waste:

(BOARD NOTE: See-40-CFR-129-20(a)-77)

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

Section 703.245 Twenty-four Hour Reporting

- a) The permittee shall report any noncompliance which may endanger health or the environment orally within 24 hours after the permittee becomes aware of the circumstances, including:

- 1) Information concerning release of any hazardous waste that may cause an endangerment to public drinking water supplies;
- 2) Any information of a release or discharge of hazardous waste, or of a fire or explosion from a HWM facility, which could threaten the environment or human health outside the facility.

- b) The description of the occurrence and its cause shall include:

- 1) Name, address, and telephone number of the owner or operator;
- 2) Name, address, and telephone number of the facility;
- 3) Date, time, and type of incident;
- 4) Name and quantity of material(s) involved;
- 5) The extent of injuries, if any;
- 6) An assessment of actual or potential hazards to the environment and human health outside the facility, where this is applicable;

- 7) Estimated quantity and disposition of recovered material that resulted from the incident*.

- c) A written submission shall also be provided within 5 days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance including exact dates, and times, and, if the noncompliance has not been corrected, the anticipated time the noncompliance is expected to continue; and steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance. The Agency may waive the five day written notice requirement in favor of a written report within fifteen days.

(BOARD NOTE: See Derived from 40 CFR 270.30(k)(6).)*

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.246 Reporting Requirements

The following reports required by 35 Ill. Adm. Code 724 shall be submitted in addition to those required by 35 Ill. Adm. Code 702.152 (reporting requirements):

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- a) Manifest discrepancy report: if a significant discrepancy in a manifest is discovered, the permittee must attempt to reconcile the discrepancy. If not resolved within fifteen days, the permittee must submit a letter report including a copy of the manifest to the Agency (See 35 Ill. Adm. Code 724.172).†
- b) Unmanifested waste report: if hazardous waste is received without an accompanying manifest, the permittee must ~~be~~be--submitted submit an unmanifested waste report to the Agency within 15 days of receipt of unmanifested waste. (See 35 Ill. Adm. Code 724.176)
- c) Annual report: an annual report must be submitted covering facility activities during the previous calendar year (See 35 Ill. Adm. Code 724.175).

†BOARD NOTE: See Derived from 40 CFR 422.28(e) 270.30(1)(7) through (1)(9) (1992).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 703.247 Anticipated Noncompliance

In addition to 35 Ill. Adm. Code 702.152(b), for a new facility, the permittee shall not treat, store, or dispose of hazardous waste; and for a facility being modified, the permittee shall not treat, store, or dispose of hazardous waste in the modified portion of the facility, except as provided in Section 703.280, until:

- a) The permittee has submitted to the Agency by certified mail or hand delivery a letter signed by the permittee and a registered professional engineer stating that the facility has been constructed or modified in compliance with the permit; and
- b) Either:

- 1) The Agency has inspected the modified or newly constructed facility and finds it is in compliance with the conditions of the permit; or
 - 2) Within 15 days after the date of submission of the letter in subsection (a), the permittee has not received notice from the Agency of its intent to inspect, the permittee may commence treatment, storage or disposal of hazardous waste.
- BOARD NOTE: Derived from 40 CFR 270.30(1)(2) (#988 1992)r-as amended-at-53-Ped.-Reg.-379347-September-287-1988:

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART G: CHANGES TO PERMITS

Section 703.283 Class 3 Modifications

- a) For Class 3 modifications, listed in Appendix A, the permittee shall submit a modification request to the Agency which that:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Describes the exact change to be made to the permit conditions and supporting documents referenced by the permit;
 - 2) Identifies that the modification is a Class 3 modification;
 - 3) Explains why the modification is needed; and
 - 4) Provides the applicable information required by Section 703.181 through 703.187, 703.201 through 703.209, 703.221 through 703.225, 703.230, and 703.232.
- b) The permittee shall send a notice of the modification request to all persons on the facility mailing list maintained by the Agency and to the appropriate units of State and local government, as specified in 35 Ill. Adm. Code 705.163(a)(5), and shall publish this notice in a newspaper of general circulation in the County in which the facility is located. This notice must be mailed and published within 7 days before or after the date of submission of the modification request, and the permittee shall provide to the Agency evidence of the mailing and publication. The notice must include:
- 1) Announcement of a 60-day comment period, in accordance with subsection (e) below, and the name and address of an Agency contact to whom comments must be sent;
 - 2) Announcement of the date, time, and place for a public meeting held in accordance with subsection (d) below;
 - 3) Name and telephone number of the permittee's contact person;
 - 4) Name and telephone number of an Agency contact person;
 - 5) Locations where copies of the modification request and any supporting documents can be viewed and copies; and
 - 6) The following statement: "The permittee's compliance history during the life of the permit being modified is available from the Agency contact person."
- c) The permittee shall place a copy of the permit modification request and supporting documents in a location accessible to the public in the vicinity of the permitted facility.
- d) The permittee shall hold a public meeting no earlier than 15 days after the publication of the notice required in subsection (b) above and no later than 15 days before the close of the 60-day comment period. The meeting must be held to the extent practicable in the vicinity of the permitted facility.
- e) The public shall be provided 60 days to comment on the modification request. The comment period will begin on the date the permittee publishes the notice in the local newspaper. Comments must be submitted to the Agency contact identified in the public notice.
- f) After the conclusion of the 60-day comment period, the Agency shall grant or deny the permit modification request, according to the permit modification procedures of 35 Ill. Adm. Code 705. In addition, the Agency shall consider and respond to all significant written comments received during the 60-day comment period.

BOARD NOTE: Derived from 40 CFR 270.42(c) (1992).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: UIC PERMIT PROGRAM2) Code citation: 35 Ill. Adm. Code 7043) Section numbers: Proposed action:

704.102, 704.103, 704.104	Amendment
704.105, 704.121, 704.123	Amendment
704.141	Amendment
704.142	New Section
704.143, 704.144, 704.145	Amendment
704.146, 704.147, 704.148	Amendment
704.149, 704.150, 704.161	Amendment
704.162, 704.164, 704.181	Amendment
704.182, 704.183, 704.184	Amendment
704.185, 704.186, 704.189	Amendment
704.190, 704.191, 704.192	Amendment
704.193	Amendment
704.194	New Section
704.203, 704.213, 704.261	Amendment
704.262, 704.263	Amendment

4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013, 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Sections 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Sections 5-35 and 5-40 of the APA, it is not subject to First Notice or to Second Notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois Underground Injection Control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action

Summary

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

58 Fed. Reg. 63890
(Dec. 3, 1993)

Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1993. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois program since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 704 incorporates aspects of the federal authorization by rule amendments, the financial responsibility amendments, and the reporting amendments. The amendments also make numerous corrections, primarily replacing numerous references to defunct federal regulations with the current references.

6) Will this proposed rule replace an emergency rule currently in effect?
No.7) Does this rulemaking contain an automatic repeal date? No.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 8) Do these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? Yes.

Section numbers Proposed action Illinois Register citation

704.240 Amendment (18 Ill. Reg. _____)

- 10) Statement of statewide policy objectives:

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground injection of wastes.

- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

- 12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

- D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.

The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER b: PERMITS

PART 704

UIC PERMIT PROGRAM

SUBPART A: GENERAL PROVISIONS

Section

704.101

Content

704.102

Scope of the Permit or Rule Requirement

704.103

Identification of Aquifers

704.104

Exempted Aquifers

704.105

Specific Inclusions and Exclusions

704.106

Classification of Injection Wells

704.107

Definitions

SUBPART B: PROHIBITIONS

Section

704.121

Prohibition of Unauthorized Injection

704.122

Prohibition of Movement of Fluid into USDW

704.123

Identification of USDW and Exempted Aquifers

704.124

Prohibition of Class IV Wells

SUBPART C: AUTHORIZATION OF UNDERGROUND INJECTION BY RULE

Section

704.141

Existing Class I and III Wells

704.142

~~Existing--Class--IV--Wells--not--into--USDW--(Renumbered)~~Prohibitions on

Injection into Wells Authorized by Rule

704.143

Expiration of Authorization

704.144

Requirements

704.145

Existing Class IV Wells

704.146

Class V Wells

704.147

Requiring a Permit

704.148

Inventory Requirements

704.149

Requiring other Information

704.150

Requirements for Class I and III Wells authorized by Rule

704.151

RCRA Interim Status for Class I Wells

SUBPART D: APPLICATION FOR PERMIT

Section

704.161

Application for Permit; Authorization by Permit

704.162

Area Permits

704.163

Emergency Permits

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Signatories to Permit Applications

SUBPART E: PERMIT CONDITIONS

704.164

Section

704.181

Additional Conditions

704.182

Establishing UIC Permit Conditions

704.183

Construction Requirements

704.184

Corrective Action

704.185

Operation Requirements

704.186

Hazardous Waste Requirements

704.187

Monitoring and Reporting

704.188

Plugging and Abandonment

704.189

Financial Responsibility

704.190

Mechanical Integrity

704.191

Additional Conditions

704.192

Waiver of Requirements by Agency

704.193

Corrective Action

704.194

Maintenance and Submission of Records

SUBPART F: REQUIREMENTS FOR WELLS INJECTING

HAZARDOUS WASTE

Section

704.201

Applicability

704.202

Authorization

704.203

Requirements

SUBPART G: FINANCIAL RESPONSIBILITY FOR CLASS I

HAZARDOUS WASTE INJECTION WELLS

Section

704.210

Applicability

704.211

Definitions

704.212

Cost Estimate for Plugging and Abandonment

704.213

Financial Assurance for Plugging and Abandonment

704.214

Trust Fund

704.215

Surety Bond Guaranteeing Payment

704.216

Surety Bond Guaranteeing Performance

704.217

Letter of Credit

704.218

Plugging and Abandonment Insurance

704.219

Financial Test and Corporate Guarantee

704.220

Multiple Financial Mechanisms

704.221

Financial Mechanism for Multiple Facilities

704.222

Release of the Owner or Operator

704.230

Incapacity

704.240

Wording of the Instruments

SUBPART H: ISSUED PERMITS

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 704.260 Transfer
 704.261 Modification
 704.262 Causes for Modification
 704.263 Well Siting
 704.264 Minor Modifications

AUTHORITY: Implementing Sections 13 and 22.4 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/13, 22.4, and 27].

SOURCE: Adopted in R81-32, at 47 PCB 95, at 6 Ill. Reg. 12479, effective March 3, 1984; amended in R82-19, at 7 Ill. Reg. 14402, effective March 3, 1984; amended in R83-39, at 55 PCB 319, at 7 Ill. Reg. 17338, effective December 19, 1983; amended in R85-23 at 10 Ill. Reg. 13290, effective July 29, 1986; amended in R87-29 at 12 Ill. Reg. 6687, effective March 28, 1988; amended in R88-2 at 12 Ill. Reg. 13700, effective August 16, 1988; amended in R88-17 at 13 Ill. Reg. 478, effective December 30, 1988; amended in R89-2 at 14 Ill. Reg. 3116, effective February 20, 1990; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 704.102 Scope of the Permit or Rule Requirement

Although five classes of wells are set forth in Section 704.106, the UIC (Underground Injection Control) permit program described in 35 Ill. Adm. Code 702, 704, 705 and 730 regulates underground injection for only four classes of wells (see definition of "well injection," 35 Ill. Adm. Code 702.110). Class II wells (Section 704.106(b)) are not subject to the requirements found in 35 Ill. Adm. Code 702, 704, 705, and 730. The UIC permit program for Class II wells will be adopted by the Illinois Department of Mines and Minerals pursuant to Section 1425 of the SDWA (Safe Drinking Water Act, 42 U.S.C. 300f). All owners or operators of Class I, Class III, Class IV, or Class V injection wells must be authorized either by permit or rule. In carrying out the mandate of the SDWA, this Part provides that no injection shall be authorized by permit or rule if it results in movement of fluid containing any contaminant into underground sources of drinking water (USDWs) (Section 704.122) if the presence of that contaminant may cause a violation of any primary drinking water regulation under 40 CFR 142 or may adversely affect the health of persons. (Section 704.122). Existing Class IV wells which inject hazardous waste directly into an under-ground source of drinking water are to be eliminated over a period of six months and new such Class IV wells are to be prohibited (Section 704.124). Class V wells will be inventoried and assessed, and remedial action will be established at a later date. In the meantime, if remedial action appears necessary, an individual permit may be required (704.122(c)). or the Agency must require remedial action or closure by order (Section 704.122(c)).

†BOARD NOTE: See Derived from 40 CFR 142.31(d) 144.1(g) (1993).†

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.103 Identification of Aquifers

During UIC program development, the Agency may identify aquifers and portions of aquifers which are actual or potential sources of drinking water. This identification will provide an aid to the Agency in carrying out its duty to protect all USDWs. An aquifer is a USDW if it fits the definition, even if it has not been "identified." (35-III-Adm-Code-702-106†)

†BOARD NOTE: See 35 Ill. Adm. Code 702.106. Derived from 40 CFR 142.31(d) 144.1(g) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.104 Exempted Aquifers

The Board may designate "exempted aquifers" using criteria in 35 Ill. Adm. Code 730. Such aquifers are those which that would otherwise qualify as "underground sources of drinking water" to be protected, but which have no real potential to be used as drinking water sources. Therefore they are not USDWs. No aquifer is an "exempted aquifer" until it has been affirmatively designated under the procedures in Section 704.123. Aquifers which that do not fit the definition of "underground sources of drinking water" are not "exempted aquifers." They are simply not subject to the special protection afforded USDWs. (See-35-III-Adm-Code-702-105†)

†BOARD NOTE: See 35 Ill. Adm. Code 702.105. Derived from 40 CFR 142.31(d) 144.1(g) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.105 Specific Inclusions and Exclusions

- a) The following wells are included among those types of injection activities which that are covered by the UIC regulations. (This list is not intended to be exclusive but is for clarification only.)
- 1) Any injection well located on a drilling platform inside territorial waters of the State of Illinois;
 - 2) Any dug hole or well that is deeper than its largest surface dimension, where the principal function of the hole is emplacement of fluids;
 - 3) Any septic tank or cesspool used by generators of hazardous waste, or by owners or operators of hazardous waste management facilities, to dispose of fluids containing hazardous waste;
 - 4) Any septic tank, cesspool, or other well used by a multiple dwelling, community, or regional system for the injection of wastes.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- b) The following are not covered by these regulations:
- 1) Injection wells located on a drilling platform or other site that is beyond the territorial waters of the State of Illinois;
 - 2) Individual or single family residential waste disposal systems such as domestic cesspools or septic systems;
 - 3) Nonresidential cesspools, septic systems or similar waste disposal systems if such systems are used solely for the disposal of sanitary waste, and have the capacity to serve fewer than 20 persons a day;
 - 4) Injection wells used for injection of hydro-carbons which that are of pipeline quality and are gases at standard temperature and pressure for the purpose of storage;
 - 5) Any dug hole which that is not used for emplacement of fluids underground;
 - 6) Class II wells.
- c) The prohibition applicable to Class IV wells under Section 704.124 does not apply to injections of hazardous wastes into aquifers or portions thereof which that have been exempted pursuant to 35 Ill. Adm. Code 730.104.
- †BOARD NOTE: See Derived from 40 CFR 122-31††† 144.1(g)(1) through (g)(3) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART B: PROHIBITION PROHIBITIONS

Section 704.121 Prohibition of Unauthorized Injection

Underground Any underground injection, ~~is~~ is prohibited except as into a well authorized by permit or rule issued under this part and 35 Ill. Adm. Code 705.1 as applicable, is prohibited. The construction of any well required to have a permit under this part is prohibited until the permit has been issued.

†BOARD NOTE: See Derived from 40 CFR 122-33 144.11 (1993), as amended at 58 Fed. Reg. 63895 (Dec. 3, 1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.123 Identification of USDW and Exempted Aquifers

- a) The Agency may identify (by narrative description, illustrations, maps or other means) and shall protect, except where exempted under paragraph subsection (b) below, as an underground source of drinking water, all aquifers or parts of aquifers which that meet the definition of an "underground source of drinking water" in 35 Ill. Adm. Code 702.110. Even if an aquifer has not been specifically identified by the Agency, it is an underground source of drinking

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- water if it meets the definition in 35 Ill. Adm. Code 702.110. Identification of USDWs shall be by Agency criteria pursuant to 35 Ill. Adm. Code 702.106.
- b)
- 1) No designation of an exempted aquifer shall be final until approved by the Administrator as part of the State program.
 - 2) Subsequent to program approval, the Board may, after notice and opportunity for a public hearing, identify additional exempted aquifers.
 - 3) Identification of exempted aquifers shall be by rulemaking pursuant to 35 Ill. Adm. Code 702.105.
 - c) For Class III wells, an applicant for a permit which that necessitates an aquifer exemption under 35 Ill. Adm. Code 730.104(b)(1) shall furnish the data necessary to demonstrate that the aquifer is expected to be mineral or hydrocarbon producing. Information contained in the mining plan for the proposed project, such as map and general description of the mining zone, general information on the mineralogy and geochemistry of the mining zone, analysis of the amenability of the mining zone to the proposed mining method and a timetable of planned development of the mining zone shall be considered by the Board in addition to the information required by Section 704.161(c). Approval of the exempted aquifer shall be by rulemaking pursuant to 35 Ill. Adm. Code 702.105. Rules shall not become final until approved by the Administrator as a program revision.
- †BOARD NOTE: See Derived from 40 CFR 122-35 144.7 (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART C: AUTHORIZATION OF UNDERGROUND INJECTION BY RULE

Section 704.141 Existing Class I and III Wells

- a) Injection into existing Class I and III wells is authorized by rule if the owner or operator:
- 1) Injected into the existing well within one year after March 31, 1984, or
 - 2) Inventories the well pursuant to the requirements of Section 704.148.
 - 3) The owner or operator of a well that is authorized by rule pursuant to this Section shall rework, operate, maintain, convert, plug, abandon, or inject into the well in compliance with applicable regulations.
- b) Class III wells in existing fields or projects. Notwithstanding the prohibition in Section 704.121, this section authorizes Class III wells or projects in existing fields or projects to continue normal operations until permitted, including construction, operation, and plugging and abandonment of wells as part of the operation provided the owner or operator maintains compliance with all applicable

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

requirements.

†BOARD NOTE: See Derived from 40 CFR 144.21(a) and 144.21(b)(d) (1993), as renumbered and amended at 58 Fed. Reg. 63895 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.142 Existing Class IV Wells--not into BSW--(Renumbered) Prohibitions on Injection into Wells Authorized by Rule

An owner or operator of a well authorized by rule pursuant to this Subpart is prohibited from injecting into the well:

- Upon the effective date of an applicable permit denial;
 - Upon a failure to submit a permit application in a timely manner pursuant to Section 704.147 or 704.161;
 - Upon a failure to submit inventory information in a timely manner pursuant to Section 704.148;
 - Upon a failure to comply with a request for information in a timely manner pursuant to Section 704.149;
 - Upon a failure to provide alternative financial assurance pursuant to Section 704.150(d)(6);
 - Forty-eight hours after receipt of a determination by the Agency pursuant to Section 704.150(f)(3) that the well lacks integrity, unless the Agency orders immediate cessation pursuant to Section 34 of the Act or as ordered by a court pursuant to Section 43 of the Act;
 - Upon receipt of notification from the Agency that the transferee has not demonstrated financial assurance pursuant to Section 704.150(d); or
 - For Class I and Class II wells: after March 3, 1989, unless a timely and complete permit application was pending the Agency's decision;
 - This subsection corresponds with 40 CFR 144.21(c)(9), a provision related to Class II injection wells, which are regulated by the Illinois Department of Mines and Minerals, and not by the Board. This statement maintains structural consistency with U.S. EPA rules.
- BOARD NOTE: Derived from 40 CFR 144.21(c), as added at 58 Fed. Reg. 63895 (Dec. 3, 1993).

(Source: Former Section 704.142 renumbered to Section 702.145, new Section added at 18 Ill. Reg. _____, effective _____)

Section 704.143 Expiration of Authorization

The authorization provided in Section 704.141 shall expire upon the earliest of the following:

- Upon the effective date of the a permit or permit denial, if a permit application has been filed in a timely manner as specified in issued pursuant to any of section Sections 704.147, 704.161(b)(1), 704.162,

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

or 704.163; or

- †BOARD NOTE: --Derived from 40 CFR 144.21(a)(1)-(1987)-- if a permit application has not been filed in a timely manner as specified in Section 704.161(b)(1) After plugging or abandonment in accordance with an approved plugging and abandonment plan pursuant to Section 704.150(c) and 35 Ill. Adm. Code 730.110, and upon submission of a plugging and abandonment report pursuant to Section 704.150(k); or

- †BOARD NOTE: --Derived from 40 CFR 144.21(a)(2)-(1987)-- if the person authorized by rule under Section 704.141 fails to comply with Section 704.144 or 704.148 or 704.149 Upon conversion in compliance with Section 704.150(j).

- †BOARD NOTE: --Derived from 40 CFR 144.21(c) and 144.26-(1987)-- February 27, 1986, unless at that time there is a pending BSW permit application for the injection previously authorized by rule.
- †BOARD NOTE: Derived from 40 CFR 144.21(c)(1)-(1987) (1987), as renumbered and amended at 58 Fed. Reg. 63895 (Dec. 3, 1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.144 Requirements

Any person authorized by rule under Section 704.141 shall comply with the applicable requirements of Section 704.148 and 35 Ill. Adm. Code 730.

†BOARD NOTE: See Derived from 40 CFR 144.21(c) (1993), as amended and renumbered at 58 Fed. Reg. 63895 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.145 Existing Class IV Wells

- Injection into Class IV wells as defined in Section 704.106(d)(1) is not authorized. The owner or operator of any such well must comply with Sections 704.124 and 704.203.

- Closure.

- Prior to abandoning any Class IV well, the owner or operator shall plug or otherwise close the well in a manner acceptable to the Agency.

- Within 60 days after the effective date of this Section By September 27, 1986, the owner and operator of any Class IV well shall have submitted to the Agency a plan for plugging or otherwise closing and abandoning the well.

- The owner or operator of a Class IV well shall notify the Agency of intent to abandon the well at least 30 days prior to abandonment.

†BOARD NOTE: See Derived from 40 CFR 144.23 (1993).†

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.146 Class V Wells

- a) Injection into Class V wells is authorized by rule until requirements under future regulations become applicable.
 - b) Duration of well authorization by rule. Well authorization under this Section expires upon the effective date of a permit issued pursuant to any of Sections 704.147, 704.161, 704.162, or 704.163.
 - c) Prohibition of injection. An owner or operator of a well that is authorized by rule pursuant to this Section is prohibited from injecting into the well:
 - 1) Upon the effective date of an applicable permit denial;
 - 2) Upon a failure to submit a permit application in a timely manner pursuant to Section 704.147 or 704.161;
 - 3) Upon a failure to submit inventory information in a timely manner pursuant to Section 704.148; or
 - 4) Upon a failure to comply with a request for information in a timely manner pursuant to Section 704.149.
- †BOARD NOTE: See Derived from 40 CFR 144.24 (1993), as amended at 58 Fed. Reg. 63896 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.147 Requiring a Permit

- a) The Agency may require the owner or operator of any Class I, Class III, Class IV, or Class V injection well that is authorized by a rule under this Subpart to apply for and obtain an individual or area UIC permit. Cases where individual or area UIC permits may be required include:
 - 1) The injection well is not in compliance with any requirement of this Subpart;
- †BOARD NOTE: Any underground injection which that violates any rule under this Subpart is subject to appropriate enforcement action.†
- 2) The injection well is not or no longer is within the category of wells and types of well operations authorized in the rule;
- 3) The protection of USDWs requires that the injection operation be regulated by requirements, such as for corrective action, monitoring and reporting or operation, which are not contained in this Subpart.
- 4) When the injection well is a Class I or Class III well, in accordance with a schedule established by the Agency pursuant to Section 704.161(b).
- b) The Agency may require the owner or operator of any well that is authorized by a rule under this Subpart to apply for an individual or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

area UIC permit under this subsection only if the owner or operator has been notified in writing that a permit application is required. The ~~injection activities are no longer~~ owner or operator of a well that is authorized by rule is prohibited from injecting into the well:

- 1) ~~upon~~ Upon the effective date of a ~~permit~~ or a permit denial, or
- 2) ~~upon~~ Upon the failure of the owner or operator to submit an application in a timely manner as specified in the notice.

- 3) The notice shall include:
 - A) ~~an~~ An brief statement of the reasons for this decision;
 - B) ~~an~~ An application form;
 - C) ~~a~~ A statement setting a time for the owner or operator to file the application; and
 - D) ~~a~~ A statement of the consequences of denial or issuance of the permit, or failure to submit an application, as described in this subsection.
 - c) An Any owner or operator of a well that is authorized by a rule may request to be excluded from the coverage of the rule by applying for an individual or area UIC permit. The owner or operator shall submit an application under Section 704.161 with reasons supporting the request, to the Agency. The Agency may grant any such request.
- †BOARD NOTE: See Derived from 40 CFR 144.25, as amended at 58 Fed. Reg. 63896 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.148 Inventory Requirements

- ~~All~~ The owner or operator of an injection wells well that is authorized by rule under this Subpart shall submit inventory information to the Agency. ~~Notwithstanding any other provision of this section, any authorization by rule granted under this section shall terminate if the person so authorized by rule~~ Such an owner or operator is prohibited from injecting into the well upon ~~failure~~ failure to submit inventory information for the well to the Agency within the time specified in subsection ~~(c)~~ (d) or (e) below.
- a) Contents. As part of the inventory, the owner or operator shall submit at least the following information:
 - 1) Facility name and location;
 - 2) Name and address of legal contact;
 - 3) Ownership of facility;
 - 4) Nature and type of injection wells; and
 - 5) Operating status of injection wells.
 - †BOARD NOTE: This information is requested on national form "Inventory of Injection Wells," OMB No. 158-R0170†.
 - b) Additional contents. The owner or operator of a well listed in subsection (b)(1) below shall provide the information listed in subsection (b)(2) below.
 - 1) This Section applies to the following wells:
 - A) Class IV wells;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

B) The following Class V wells:

- i) Sand or other backfill wells, 35 Ill. Adm. Code 730.105(e)(8);
- ii) Radioactive waste disposal wells, 35 Ill. Adm. Code 730.105(e)(11);
- iii) Geothermal energy recovery wells, 35 Ill. Adm. Code 730.105(e)(12);
- iv) Brine return flow wells, 35 Ill. Adm. Code 730.105(e)(14);
- v) Wells used in experimental technologies, 35 Ill. Adm. Code 730.105(e)(15);
- vi) Municipal and industrial disposal wells other than Class I; and
- vii) Any other Class V wells at the discretion of the Agency.

2) The owner or operator of a well listed in subsection (b)(1) above shall provide a listing of all wells owned or operated setting forth the following information for each well. (A single description of wells at a single facility with substantially the same characteristics is acceptable).

- A) Location of each well or project given by Township, Range, Section, and Quarter-Section;
- B) Date of completion of each well;
- C) Identification and depth of the formation(s) into which each well is injecting;
- D) Total depth of each well;
- E) Casing and cementing record, tubing size, and depth of packer;
- F) Nature of the injected fluids;
- G) Average and maximum injection pressure at the wellhead;
- H) Average and maximum injection rate; and
- I) Date of the last mechanical integrity tests, if any.

c) This subsection corresponds with 40 CFR 144.26(c), a provision relating to U.S. EPA notification to facilities upon authorization of the state's program. This statement maintains structural consistency with U.S. EPA rules.

d) Deadlines. Except as provided in subsection (e) below:

1) The owner or operators operator of an injection wells well must submit inventory information no later than one-year after the authorization-by-rule March 3, 1985. The Agency need not require inventory information from any facility with RCRA interim status under 35 Ill. Adm. Code 703.

2) The information need not be submitted if a complete application is submitted within this-time year of the effective date of the U.S. EPA UIC program. The owner or operator of a Class IV well shall submit inventory information from any facility-with-interim-status-under-35-ill-Adm-Code-703--is-not required no later than 60 days after the effective date of the U.S. EPA UIC program.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

e) Deadlines for Class V wells.

- 1) The owner or operator of a Class V well in which injection took place within one year after the date of approval by U.S. EPA of the Illinois UIC program, and who failed to submit inventory information for the well within the time specified in subsection (d) above may resume injection 90 days after submittal of the inventory information to the Agency, unless the owner or operator receives notice from the Agency that injection may not resume or that it may resume sooner.
- 2) The owner or operator of a Class V well in which injection started later than March 3, 1985, shall submit inventory information prior to May 2, 1995.
- 3) The owner or operator of a Class V well in which injection started after May 2, 1994 shall submit inventory information prior to starting injection.
- 4) The owner or operator of a Class V injection well prohibited from injecting for failure to submit inventory information for the well within the time specified in subsection (e)(2) or (e)(3) above may resume injection 90 days after submittal of the inventory information to the Agency, unless the owner or operator receives notice from the Agency that injection may not resume or that it may resume sooner.

†BOARD NOTE: Wells which that were in existence as of February-1 March 3, 1984, were required to submit inventory information by February--1 March 3, 1985. Since all wells other than Class V wells are not either prohibited or required to file permit applications, the inventory requirement will apply only to new Class V wells.†

(BOARD NOTE: See Derived from 40 CFR 144.26.†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.149 Requiring other Information

- a) †† In addition to the inventory requirements of the Section 704.148, the Agency may require the owner or operator of any well authorized by rule under this Subpart to submit information as deemed necessary by the Agency to determine whether a well may be endangering an underground source of drinking water in violation of Section 704.122.
- 2†b) Such information requirements may include, but are not limited to:

A†1) Performance of groundwater monitoring and the periodic submission of reports of such monitoring†

B†2) An analysis of injected fluids, including periodic submission of such analyses; and

E†3) A description of the geologic strata through and into which injection is taking place.

3†c) Any request for information under this Section shall be made in writing, and include a brief statement of the reasons for requiring

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

the information. An owner or operator shall submit the information within the time period(s) provided in the notice.

- b) ~~Any authorization by rule under this Subpart automatically terminates for any owner or operator who fails to comply with a request for information under this Section.~~

- d) An owner or operator of an injection well authorized by rule under this Subpart is prohibited from injecting into the well upon failure of the owner or operator to comply with a request for information within the time period specified by the Agency pursuant to subsection (c) above. An owner or operator of a well prohibited from injection under this Section shall not resume injection except under a permit issued pursuant to any of Sections 704.147, 704.161, 704.162, or 704.163.

{BOARD NOTE: See Derived from 40 CFR 144.27 (1993), as amended at 58 Fed. Reg. 63896 (Dec. 3, 1993).}

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.150 Requirements for Class I and III Wells authorized by Rule

The following requirements apply to the owner or operator of a Class I or Class III well authorized by rule under this Subpart, as provided by Section 704.144.

- a) The owner or operator shall comply with all applicable requirements of this Subpart and with Sections 704.121, 704.122, 704.124, 704.201, 704.202, and 704.203. Any noncompliance with these requirements constitutes a violation of the Act and the Safe Drinking Water Act and is grounds for enforcement action, except that the owner or operator need not comply with these requirements to the extent and for the duration such noncompliance is authorized by an emergency permit under Section 704.163.

- b) Twenty-four hour reporting. The owner or operator shall report any noncompliance ~~which~~ that may endanger health or the environment, including:

- 1) Any monitoring or other information ~~which~~ that indicates that any contaminant may cause an endangerment to a USDW; ~~or~~
- 2) Any noncompliance or malfunction of the injection system ~~which~~ that may cause fluid migration into or between USDW's; ~~or~~
- 3) Any information shall be provided orally within 24 hours from the time the owner or operator becomes aware of the circumstances. A written submission shall also be provided within five days of the time the owner or operator becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance; including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

- c) Plugging and abandonment plan.

- 1) The owner or operator shall prepare, maintain, and comply with a plan for plugging and abandonment of the wells or project that meets the requirements of 35 Ill. Adm. Code 730.110. For purposes of this subsection, temporary intermittent cessation of injection operations is not abandonment.
- 2) Submission of plan.

- A) The owner or operator shall submit the plan on any forms prescribed by the Agency.
- B) The owner or operator shall submit any proposed significant revision to the method of plugging reflected in the plan no later than the notice of plugging required by subsection (1) (i.e., 45 days prior to plugging unless shorter notice is approved).

- C) The plan shall include the following information:

- i) The nature and quantity and material to be used in plugging;
 - ii) The location and extent (by depth) of the plugs;
 - iii) Any proposed test or measurement to be made;
 - iv) The amount, size, and location (by depth) of casing to be left in the well;
 - v) The method and location where casing is to be parted; and
 - vi) The estimated cost of plugging the well.
- D) After a cessation of operations of two years the owner or operator shall plug and abandon the well in accordance with the plan unless the owner or operator:
- i) Provides notice to the Agency;
 - ii) Describes actions or procedures, satisfactory to the Agency that the owner or operator will take to ensure that the well will not endanger USDW's during the period of temporary abandonment. These actions and procedures shall include compliance with the technical requirements applicable to active injection wells unless the operator obtains a variance from the technical requirements pursuant to 35 Ill. Adm. Code 104 and Title IX of the Environmental Protection Act.
- E) The owner or operator of any well that has been temporarily abandoned (ceased operations for more than two years and has met the requirements of subsection (c)(2)(D)(i) and (c)(2)(D)(ii)) shall notify the Agency prior to resuming operation of the well.

- d) Financial responsibility.

- 1) The owner or operator of a Class I or Class III well is required to maintain financial responsibility and resources to close, plug, and abandon the under ground injection operation in a manner acceptable to the Agency. ~~The owner or operator shall show evidence of such financial responsibility to the Agency by the submission of a surety bond, or other adequate assurance such as a financial statement, until:~~

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- A) The well has been plugged and abandoned in accordance with an approved plugging and abandonment plan pursuant to subsection (c) above and 35 Ill. Adm. Code 730.110 and submission of a plugging and abandonment report has been made pursuant to subsection (k) below:
- B) The well has been converted in compliance with the requirements of subsection (j) below; or
- C) The transferor has received notice from the Agency that the transferee has demonstrated financial responsibility for the well. The owner or operator shall show evidence of such financial responsibility to the Agency by the submission of a surety bond or other adequate assurance, such as a financial statement.
- 2) The owner or operator was to have submitted such evidence no later than March 3, 1985. Where the ownership or operational control of the well was transferred later than March 3, 1985, the transferee shall submit such evidence no later than the date specified in the notice required pursuant to subsection (l)(2) below.
- 2+3) The Agency may require the owner or operator to submit a revised demonstration of financial responsibility if the Agency has reason to believe that the original demonstration is no longer adequate to cover the cost of closing, plugging, and abandoning the well.
- 3+4) The owner or operator of a well injecting hazardous waste shall comply with the financial responsibility requirements of 704.Subpart G.
- 5) An owner or operator must notify the Agency by certified mail of the commencement of any voluntary or involuntary proceeding under Title II (Bankruptcy) of the United States Code that names the owner or operator as debtor, within 10 business days after the commencement of the proceeding. Any party acting as guarantor for the owner or operator for the purpose of financial responsibility must so notify the Agency if the guarantor is named as debtor in any such proceeding.
- 6) In the event of commencement of a proceeding specified in subsection (d)(5) above, an owner or operator that has furnished a financial statement for the purpose of demonstrating financial responsibility under this Section shall be deemed to be in violation of this subsection until an alternative financial assurance demonstration acceptable to the Agency is provided either by the owner or operator or by its trustee in bankruptcy, receiver, or other authorized party. All parties shall be prohibited from injecting into the well until such alternative financial assurance is provided.
- e) This subsection corresponds with 40 CFR 144.28(e), which pertains exclusively to enhanced recovery and hydrocarbon storage wells (Class II wells). Those wells are regulated by the Illinois Department of Mines and Minerals, rather than by the Board and the Agency. This

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- statement maintains structural consistency with U.S. EPA rules.
- eF) Operating requirements.
- 1) No person shall cause or allow injection between the outermost casing protecting underground sources of drinking water and the well bore.
- 2) Maintenance of Mechanical Integrity.
- A) The owner or operator of a Class I or Class III injection well authorized by rule under this Subpart shall establish and maintain mechanical integrity, as defined in 35 Ill. Adm. Code 730.106, until:
- i) The well is properly plugged and abandoned in accordance with an approved plugging and abandonment plan pursuant to subsection (c) above and 35 Ill. Adm. Code 730.110 and a plugging and abandonment report is submitted pursuant to subsection (k) below, or
- ii) The well is converted in compliance with subsection (j) below.
- B) The Agency may require by permit condition that the owner or operator comply with a schedule describing when mechanical integrity demonstrations shall be made.
- 3) Cessation upon Lack of Mechanical Integrity.
- A) When the Agency determines that a Class I (non-hazardous) or Class III injection well lacks mechanical integrity pursuant to 35 Ill. Adm. Code 730.108, the Agency shall give written notice of its determination to the owner or operator.
- B) Unless the Agency requires immediate cessation, the owner or operator shall cease injection into the well within 48 hours of receipt of the Agency's determination.
- C) The Agency may allow plugging of the well in accordance with the requirements of 35 Ill. Adm. Code 730.110, or require the owner or operator to perform such additional construction, operation, monitoring, reporting, and corrective action as is necessary to prevent the movement of fluid into or between USDWs caused by the lack of mechanical integrity.
- D) The owner or operator may resume injection upon receipt of written notification from the Agency that the owner or operator has demonstrated mechanical integrity pursuant to 35 Ill. Adm. Code 730.108.
- 4) The Agency may allow the owner or operator of a well that lacks mechanical integrity pursuant to 35 Ill. Adm. Code 730.108(a)(1) to continue or resume injection if the owner or operator has made a satisfactory demonstration that there is no movement of fluid into or between USDWs.
- 5) For Class I wells, unless an alternative to a packer has been approved under 35 Ill. Adm. Code 730.112(c), the owner or operator shall fill the annulus between the tubing and the long string of casing with a fluid approved by the Agency and maintain a pressure, also approved by the Agency, on the annulus. The

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

owner or operator of a Class I well completed with tubing and packer shall fill the annulus between tubing and casing with a non-corrosive fluid and maintain a positive pressure on the annulus. For other Class I wells, the owner or operator shall insure that the alternative completion method will reliably provide a comparable level of protection of underground sources of drinking water.

3) ~~g~~ g Injection pressure for Class I and III wells:

- A) Except during stimulation, the owner or operator shall not exceed an injection pressure at the wellhead which that shall be calculated so as to assure that the pressure during injection does not initiate new fractures or propagate existing fractures in the injection zone; and
- B) The owner or operator shall not inject at a pressure which that will initiate fractures in the confining zone or cause the movement of injection or formation fluids into an underground source of drinking water.

~~f~~ g Monitoring Requirements. The owner or operator shall perform the monitoring as described in this subsection. Monitoring of the nature of the injected fluids must comply with applicable analytical methods cited in Table I of 40 CFR 136.3 (~~1985~~1993) or in Appendix III of 40 CFR 261 (~~1985~~1992), or with other methods which that have been approved by the Agency.

1) The owner or operator of a Class I well share:

- A) Analyze the nature of the injected fluids with sufficient frequency to yield data representative of their characteristics;
- B) Install and use continuous recording devices to monitor injection pressure, flow rate and volume, and the pressure on the annulus between the tubing and the long string of casing;
- C) Install and use monitoring wells within the area of review, if required by the Agency, to monitor any migration of fluids into and pressure in the underground sources of drinking water. The type, number, and location of the wells; the parameters to be measured; and the frequency of monitoring must be approved by the Agency.

2) This subsection corresponds with 40 CFR 144.28(g)(2), a provision related to Class II injection wells, which are regulated by the Illinois Department of Mines and Minerals, and not by the Board. This statement maintains structural consistency with U.S. EPA rules.

3) The owner or operator of the Class III injection well shall:

- A) ~~For---class---iii---wells---the---owner---or---operator---shall~~ provide provide to the Agency a qualitative analysis and ranges in concentrations of all constituents of injected fluids at least once within the first year of authorization and thereafter whenever the injection fluid is modified to the extent that the initial data are incorrect or

incomplete.

- i) The owner or operator may request confidentiality pursuant to Section Sections 7 and 7.1 of the Act~~7~~ and 35 Ill. Adm. Code 120.

- ii) If the information is proprietary the owner or operator may in lieu of the ranges in concentrations choose to submit maximum concentrations which that shall not be exceeded.

- iii) In such a case the owner or operator shall retain records of the undisclosed concentration and provide them upon request to the Agency as part of any enforcement investigation;~~and~~

- B) Monitor injection pressure and either flow rate or volume semi-monthly, or meter and record daily injected and produced fluid volumes as appropriate;

- C) Monitor the fluid level in the injection zone semi-monthly, where appropriate; and

- D) All Class II wells may be monitored on a field or project basis rather than an individual well basis by manifold monitoring. Manifold monitoring may be used in cases of facilities consisting of more than one injection well, operating with a common manifold. Separate monitoring systems for each well are not required provided the owner or operator demonstrates to the Agency that manifold monitoring is comparable to individual well monitoring.

~~g~~ h Reporting requirements. The owner or operator shall submit reports to the Agency as follows:

- 1) For Class I wells, quarterly reports on:
 - A) The physical, chemical, and other relevant characteristics of the injection fluids;
 - B) Monthly average, maximum and minimum values for injection pressure, flow rate and volume, and annular pressure;
 - C) The results from groundwater monitoring wells prescribed in subsection (f)(1)(C);
 - D) The results of any test of the injection well conducted by the owner or operator during the reported quarter if required by the Agency; and
 - E) Any well work over performed during the reported quarter.
- 2) This subsection corresponds with 40 CFR 144.28(h)(2), a provision related to Class II injection wells, which are regulated by the Illinois Department of Mines and Minerals, and not by the Board. This statement maintains structural consistency with U.S. EPA rules.

- 3) For Class III wells:
 - A) Quarterly reporting on all monitoring, as required in subsections (f)(2)(A), (f)(2)(B), and (f)(2)(C);
 - B) Quarterly reporting of the results of any periodic tests required by the Agency that are performed during the reported quarter;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

C) Monitoring may be reported on a project or field basis rather than an individual well basis where manifold monitoring is used.

~~h)l~~ Retention of records. The owner or operator shall retain records of all monitoring information, including the following:

1) Calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, and copies of all reports required by this section, for a period of at least three years from the date of the sample, measurement or report. This period may be extended by request of the Agency at any time; and

2) The nature and composition of all injected fluids until three years after the completion of any plugging and abandonment procedures specified under Section 704.188. The owner or operator shall retain the records after the three year retention period unless it delivers the records to the Agency or obtains written approval from the Agency to discard the records.

~~h)j~~ Notice of abandonment. The owner or operator shall notify the Agency at least 45 days before conversion or abandonment of the well.

~~h)k~~ Plugging and abandonment report. Within 60 days after plugging a well or at the time of the next quarterly report (whichever is less) the owner or operator shall submit a report to the Agency. If the quarterly report is due less than 15 days before completion of plugging, then the report shall be submitted within 60 days. The report shall be certified as accurate by the person who performed the plugging operation. Such report shall consist of either:

1) A statement that the well was plugged in accordance with the plan previously submitted to the Agency; or

2) Where actual plugging differed from the plan previously submitted, an updated version of the plan, on any form supplied by the Agency, specifying the different procedures used.

~~h)l~~ Change of ownership.

1) The owner or operator shall notify the Agency of a transfer of ownership or operational control of the well ~~within~~ at least 30 days in advance of ~~such~~ the proposed transfer.

2) The notice shall include a written agreement between the transferor and the transferee containing a specific date when the financial responsibility demonstration of subsection (d) above will be met by the transferee.

3) The transferee is authorized to inject unless it receives notification from the Agency that the transferee has not demonstrated financial responsibility pursuant to subsection (d) above.

~~h)m~~ Requirements ~~of~~ for Class I Hazardous Waste Wells. The owner or operator of any Class I well injecting hazardous waste shall comply with Section 704.203. In addition the owner or operator shall properly dispose of, or decontaminate by removing all hazardous waste residues, all injection well equipment.

†BOARD NOTE: See Derived from 40 CFR 144.28 (1993), as amended at 58

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Red. Reg. 62897 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART D: APPLICATION FOR PERMIT

Section 704.161 Application for Permit; Authorization by Permit

a) Permit application. ~~Except--for--owners--or--operators~~ Unless an underground injection well is authorized by rule under 704.Subpart C, all ~~underground~~ injections activities, including construction of an injection well, are prohibited ~~unless~~ until the owner or operator is authorized by permit. ~~Persons~~ An owner or operator of a well currently authorized by rule must ~~still~~ apply for a permit ~~as specified--in--subsection--(b)~~ under this Section unless the well authorization was for ~~a--Class-V--well--under--Section-704.146~~ the life of the well or project. ~~Rules-authorizing--well-injections~~ Authorization by rule for a well or project for which a permit application has ~~applications--have~~ been submitted ~~shall--have~~ terminates for a ~~particular~~ the well injection or project upon the effective date of the permit ~~or--permit--denial--for--that--well--injection--or--project~~. Procedures for application, issuance, and administration of emergency permits are found exclusively in Section 704.163. A RCRA permit applying the standards of 35 Ill. Adm. Code 724.Subpart 4C will constitute a UIC permit for hazardous waste injection wells for which the technical standards in 35 Ill. Adm. Code 724.730 are not generally appropriate.

BOARD NOTE: See Derived from 40 CFR 144.31(a) (1989), as amended at 5258 Fed. Reg. 46963 (1987) (December 10, 1987).

b) Time to apply. Any person who performs or proposes an underground injection for which a permit is or will be required shall submit an application to the Agency as follows:

1) For existing wells:

A) Within 180 days after the Agency notifies such person that an application is required; or

B) If the waste being injected into the well is a hazardous waste accompanied by a manifest or delivery document, by August 1, 1984; or

C) Except as otherwise provided in subsections (b)(1)(A) and (b)(1)(B), by February 1 March 3, 1986.

2) For new injection wells, except new wells in projects authorized under Section 704.141(b) or covered by an existing area permit under Section 704.162(c), a reasonable time before construction is expected to begin.

BOARD NOTE: See Derived from 40 CFR 144.31(c) (1989), as amended at 58 Fed. Reg. 63898 (Dec. 3, 1993).

c) Contents of UIC application. The applicant shall demonstrate that the underground injection will not endanger drinking water sources. The

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

form and content of the UIC permit application may be prescribed by the Agency including the materials required by 35 Ill. Adm. Code 702.123.

- d) Information requirements for Class I hazardous waste injection wells.
- 1) The following information is required for each active Class I hazardous waste injection well at a facility seeking a UIC permit:

- A) Dates well was operated.
- B) Specification of all wastes which that have been injected into the well, if available.
- 2) The owner or operator of any facility containing one or more active hazardous waste injection wells must submit all available information pertaining to any release of hazardous waste or constituents from any active hazardous waste injection well at the facility.
- 3) The owner or operator of any facility containing one or more active Class I hazardous waste injection wells must conduct such preliminary site investigations as are necessary to determine whether a release is occurring, has occurred, or is likely to have occurred.

BOARD NOTE: See Derived from 40 CFR 144.31(g) (19881993).

- e) In addition to the materials required by 35 Ill. Adm. Code 702.123:
 - 1) ~~the~~ The applicant shall identify and submit on a list with the permit application the names and addresses for all owners of record of land within one-quarter mile (401 meters) of the facility boundary. This requirement may be waived by the Agency where the site is located in a populous area such that the requirement would be impracticable.
 - 2) The applicant shall submit a plugging and abandonment plan that meets the requirements of 35 Ill. Adm. Code 730.110.

BOARD NOTE: Derived from 40 CFR 144.31(e)(9) and (e)(10) (19881993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.162 Area Permits

- a) The Agency may issue a permit on an area basis, rather than for each well individually, provided that the permit is for injection wells:
 - 1) Described and identified by location in permit application(s), if they are existing wells, except that the Agency may accept a single description of wells with substantially the same characteristics; and
 - 2) Within the same well field, facility site, reservoir, project, or similar unit in the same State; and
 - 3) Operated by a single owner or operator; and
 - 4) Used to inject other than hazardous waste.
- b) Area permits shall specify:
 - 1) The area within which underground injections are authorized, and

- 2) The requirements for construction, monitoring, reporting, operation and abandonment for all wells authorized by the permit.

- c) The area permit may authorize the permittee to construct and operate, convert, or plug and abandon new injection wells within the permit area provided:

- 1) The permittee notifies the Agency at such time as the permit requires;
- 2) The additional well satisfies the criteria in ~~paragraph~~ subsection (a) above and meets the requirements specified in the permit under ~~paragraph~~ subsection (b) above; and
- 3) The cumulative effects of drilling and operation of additional injection wells are considered by the Agency during evaluation of the area permit application and are acceptable to the Agency.
- d) If the Agency determines that any well constructed pursuant to ~~paragraph~~ subsection (c) above does not satisfy any of the requirements of ~~paragraphs~~ subsections (c)(1) and (c)(2) above, the Agency may modify the permit under 35 Ill. Adm. Code 702.183 through 702.185, or seek revocation under 35 Ill. Adm. Code 702.186, or take enforcement action. If the Agency determines that cumulative effects are unacceptable, the permit may be modified under 35 Ill. Adm. Code 702.183 through 702.185.

†BOARD NOTE: See Derived from 40 CFR 122.99 144.33 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.164 Signatories to Permit Applications

~~For purposes of 35 Ill. Adm. Code 702.126(a)(1)† a responsible corporate officer means a principal executive officer of at least the level of vice-president.~~

†BOARD NOTE: See 35 Ill. Adm. Code 702.12640-EPR-144-32(a)(1)†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART E: PERMIT CONDITIONS

Section 704.181 Additional Conditions

The following conditions in addition to those set forth in 35 Ill. Adm. Code 702.140 through 702.152 apply to all UIC permits and shall be incorporated into all permits either expressly or by reference. If incorporated by reference, a specific citation to these regulations must be given in the permit.

- a) In addition to 35 Ill. Adm. Code 702.141 (duty to comply): the permittee need not comply with the provisions of this permit to the extent and for the duration such noncompliance is authorized in a temporary emergency permit under Section 704.163.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

BOARD NOTE: See Derived from 40 CFR 144.51(a) (1988) (1993).

- b) In addition to 35 Ill. Adm. Code 702.150(b) (monitoring and records): the permittee shall retain records concerning the nature and composition of all injected fluids until three years after the completion of any plugging and abandonment procedures specified under Section 704.188 or under 35 Ill. Adm. Code 730.108, as appropriate. The owner or operator shall continue to retain the records after the three year retention period unless the owner or operator delivers the records to the Agency or obtains written approval from the Agency to discard the records.

BOARD NOTE: See Derived from 40 CFR 144.51(j)(2)(ii) (1988) (1993) 7-85 amended at 53 Fed. Reg. 28147, July 26, 1988.

- c) In addition to 35 Ill. Adm. Code 702.152(a) (notice of planned changes): except for all new wells authorized by an area permit under Section 704.162(c), a new injection well may not commence injection until construction is complete, and

- 1) The permittee has submitted notice of completion of construction to the Agency; and

- 2) Inspection Review

- A) The Agency has inspected or otherwise reviewed the new injection well and finds it is in compliance with the conditions of the permit; or

- B) The permittee has not received notice from the Agency of its intent to inspect or otherwise review the new injection well within 13 days of the date of the notice in subsection (c)(1), in which case prior inspection or review is waived and the permittee may commence injection. The Agency shall include in its notice a reasonable time period in which it will inspect the well.

BOARD NOTE: See Derived from 40 CFR 144.51(m) (1988) (1993).

- d) Reporting Noncompliance

- 1) Twenty-four hour reporting. The permittee shall report any noncompliance which that may endanger health or the environment, including:

- A) Any monitoring or other information which that indicates that any contaminant may cause an endangerment to a USDW.

- B) Any noncompliance with a permit condition or malfunction of the injection system which that may cause fluid migration into or between USDWs.

- 2) Any information shall be provided orally within 24 hours from the time the permittee becomes aware of the circumstances. A written submission shall also be provided within 5 days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates, and times; and, if the noncompliance has not been corrected, the anticipated time is expected to continue; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance of the noncompliance.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

BOARD NOTE: See Derived from 40 CFR 144.51(l)(6) (1988) (1993).

- e) The permittee shall notify the Agency at such times as the permit requires before conversion or abandonment of the well or, in the case of area permits, before closure of the project.

BOARD NOTE: See Derived from 40 CFR 144.51(n) (1988) (1993).

- f) A Class I or Class III permit shall include, and a Class V permit may include, conditions that meet the applicable requirements of 35 Ill. Adm. Code 730.110 to insure that plugging and abandonment of the well will not allow the movement of fluids into or between USDWs. Where the plan meets the requirements of 35 Ill. Adm. Code 730.110, the Agency shall incorporate it into the permit as a permit condition. Where the Agency's review of an application indicates that the permittee's plan is inadequate, the Agency may require the applicant to revise the plan, prescribe conditions meeting the requirements of this subsection, or deny the permit. For purposes of this subsection, temporary or intermittent cessation of injection operations is not abandonment.

BOARD NOTE: Derived from 40 CFR 144.51(o), as added at 58 Fed. Reg. 63898 (Dec. 3, 1993).

- g) Plugging and abandonment report. Within 60 days after plugging a well or at the time of the next quarterly report (whichever is less) the owner or operator shall submit a report to the Agency. If the quarterly report is due less than 15 days before completion of plugging, then the report shall be submitted within 60 days. The report shall be certified as accurate by the person who performed the plugging operation. Such report shall consist of either:

- 1) A statement that the well was plugged in accordance with the plan previously submitted to the Agency;

- 2) Where actual plugging differed from the plan previously submitted, an updated version of the plan on the form supplied by the Agency specifying the differences.

BOARD NOTE: See Derived from 40 CFR 144.51(p) (1988) (1993), as renumbered at 58 Fed. Reg. 63898 (Dec. 3, 1993).

- 9) Mechanical integrity demonstration--The Agency by written notice may require the owner or operator to comply with a schedule describing when mechanical integrity demonstrations must be made. BOARD NOTE: See 40 CFR 144.51(p) (1988).

- Duty to establish and maintain mechanical integrity.

- h) 1) The owner or operator of a Class I or Class III well permitted under this Part and 35 Ill. Adm. Code 702 shall establish prior to commencing injection or on a schedule determined by the Agency, and thereafter mechanical integrity, as defined in 35 Ill. Adm. Code 730.108. The Agency may require by permit condition that the owner or operator comply with a schedule describing when mechanical integrity demonstrations must be made.

- 2) When the Agency determines that a Class I or Class III well lacks mechanical integrity pursuant to 35 Ill. Adm. Code 730.108, it shall give written notice of its determination to the owner or operator. Unless the Agency requires immediate cessation, the

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

owner or operator shall cease injection into the well within 48 hours of receipt of the Agency determination. The Agency may allow plugging of the well pursuant to the requirements of 35 Ill. Adm. Code 730.110 or require the permittee to perform such additional construction, operation, monitoring, reporting, and corrective action as is necessary to prevent the movement of fluid into or between USDWs caused by the lack of mechanical integrity. The owner or operator may resume injection upon written notification from the Agency that the owner or operator has demonstrated mechanical integrity pursuant to 35 Ill. Adm. Code 730.108.

- 3) The Agency may allow the owner or operator of a well that lacks mechanical integrity pursuant to 35 Ill. Adm. Code 730.108(a)(1) to continue or resume injection, if the owner or operator has made a satisfactory showing that there is no movement of fluid into or between USDWs.

BOARD NOTE: Derived from 40 CFR 144.51(g), as added at 58 Fed. Reg. 63898 (Dec. 3, 1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.182 Establishing UIC Permit Conditions

In addition to the conditions established under 35 Ill. Adm. Code 702.160~~to~~ and Section 704.181, each UIC permit shall include conditions meeting the requirements of the following sections, when applicable.

BOARD NOTE: See Derived from 40 CFR ~~122-42~~ 144.52(a) preamble (1993).~~†~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.183 Construction Requirements

Existing wells shall achieve compliance with construction requirements as set forth in 35 Ill. Adm. Code 730 according to a compliance schedule established as a permit condition. The owner or operator of a proposed new injection well shall submit plans for testing, drilling, and construction as part of the permit application. Except as authorized by an area permit, no construction may commence until a permit has been issued containing construction requirements (see ~~Sec.~~ Section 704.121). New wells shall be in compliance with these requirements prior to commencing injection operations. Changes in construction plans during construction may be approved by the Agency as minor modifications. (See 35 Ill. Adm. Code 702.187~~†~~.) No such changes may be physically incorporated into construction of the well prior to approval of the modification by the Agency.

BOARD NOTE: See Derived from 40 CFR ~~122-42~~ 144.52(a)(1) (1993).~~†~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

_____)

Section 704.184 Corrective Action

UIC permits shall require by condition corrective action as set forth in ~~Sec.~~ Section 704.193 and 35 Ill. Adm. Code 730.107.

BOARD NOTE: See Derived from 40 CFR ~~122-42~~ 144.52(a)(2) (1993).~~†~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.185 Operation Requirements

The permit shall establish any maximum injection volumes and ~~or~~ pressures necessary to assure that fractures are not initiated in the confining zone, that injected fluids do not migrate into any underground source of drinking water, that formation fluids are not displaced into any underground source of drinking water, and to assure compliance with the 35 Ill. Adm. Code 730 operating requirements.

BOARD NOTE: See Derived from 40 CFR ~~122-42~~ 144.52(a)(3) (1993).~~†~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.186 Hazardous Waste Requirements

UIC permits shall require by condition requirements for wells managing hazardous waste, as set forth in 704.Subpart F.

BOARD NOTE: See Derived from 40 CFR ~~122-42~~ 144.52(a)(4) (1993).~~†~~

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.189 Financial Responsibility

- a) The ~~permit-for any well which does not inject--hazardous--waste--shall require--the~~ permittee, including the transfer of a permit, is required to demonstrate and maintain financial responsibility and resources to close, plug, and abandon the underground injection operation in a manner prescribed by the Agency, until:

- 1) The well has been plugged and abandoned in accordance with an approved plugging and abandonment plan pursuant to Section 704.181(f) and 35 Ill. Adm. Code 730.110, and submitted a plugging and abandonment report pursuant to Section 704.181(g);
- 2) The well has been converted in compliance with the requirements of 704.181(e); or
- 3) The transfer of a permit has received notice from the Agency that the owner or operator receiving transfer of the permit (the new permittee) has demonstrated financial responsibility for the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

well.

- b) The permittee must show evidence of financial responsibility to the Agency by the submission of a surety bond or other adequate assurance, such as financial statements or other materials acceptable to the Agency. The Agency may on a periodic basis require the holder of a life-time permit to submit an estimate of the resources needed to plug and abandon the well revised to reflect inflation of such costs, and a revised demonstration of financial responsibility if necessary. ~~Where appropriate, the Agency may require a performance bond with the following:~~

- 1) ~~A corporate surety such as an insurance or bonding company or~~
- 2) ~~individual sureties such as officers or stockholders of a corporation requesting a permit or~~
- 3) ~~any other lawful security including real estate personal property marketable securities or certificates of deposit.~~

cb) The owner or operator of a well injecting hazardous waste must comply with the financial responsibility requirements of 704. Subpart G.

+BOARD NOTE: See Derived from 40 CFR 144.52(a)(7) (1993), as amended at 58 Fed. Reg. 63898 (Dec. 3, 1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.190 Mechanical Integrity

A permit for any Class I or Class III well or injection project which that lacks mechanical integrity shall include, and or for any Class V well may include, a condition prohibiting injection operations until the permittee shows to the satisfaction of the Agency under 35 Ill. Adm. Code 730.108 that the well has mechanical integrity.

+BOARD NOTE: See Derived from 40 CFR 144.52(a)(8) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.191 Additional Conditions

The Agency shall impose on a case-by-case basis such additional conditions as are necessary to prevent the migration of fluids into underground sources of drinking water.

+BOARD NOTE: See Derived from 40 CFR 144.52(a)(9) (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.192 Waiver of Requirements by Agency

- a) When injection does not occur into, through, or above an underground source of drinking water, the Agency may authorize a well or project

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

with less stringent requirements for area of review, construction, mechanical integrity, operation, monitoring, and reporting than required in 35 Ill. Adm. Code 730 or See Sections 704.182 through 704.191 to the extent that the reduction in requirements will not result in an increased risk of movement of fluids into an underground source of drinking water.

- b) When injection occurs through or above an underground source of drinking water, but the radius of endangering influence when computed under 35 Ill. Adm. Code 730.106(a) is smaller or equal to the radius of the well, the Agency may authorize a well or project with less stringent requirements for operation, monitoring, and reporting than required in 35 Ill. Adm. Code 730 or See Sections 704.182 through 704.191 to the extent that the reduction in requirements will not result in an increased risk of movement of fluids into an underground source of drinking water.

- c) When reducing requirements under paragraph subsection (a) or (b) above, the Agency shall prepare a fact sheet under 35 Ill. Adm. Code 705.143 explaining the reasons for the action.

+BOARD NOTE: See Derived from 40 CFR 144.16 (1993).†

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.193 Corrective Action

- a) Coverage. Applicants for Class I or Class II injection well permits shall identify the location of all known wells within the injection well's area of review which that penetrates the injection zone. For such wells which that are improperly sealed, completed, or abandoned, the applicant shall also submit a plan consisting of such steps or modifications as are necessary to prevent movement of fluid into underground sources of drinking water ("corrective action"). Where the plan is adequate, the Agency shall incorporate it into the permit as a condition. Where the Agency's review of an application indicates that the permittee's plan is inadequate (based on the factors in 35 Ill. Adm. Code 730.107), the Agency shall require the applicant to revise the plan, prescribe a plan for corrective action as a condition of the permit under paragraph subsection (b) below, or deny the application.

- b) Requirements

- 1) Existing injection wells. Any permit issued for an existing injection well requiring corrective action shall include a compliance schedule requiring any corrective action accepted or prescribed under paragraph subsection (a) above to be completed as soon as possible.
- 2) New injection wells. No permit for a new injection well may authorize injection until all required corrective action has been taken.
- 3) Injection pressure limitation. The Agency may require as a

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

permit condition that injection pressure be so limited that pressure in the injection zone does not exceed hydrostatic pressure at the site of any improperly completed or abandoned well within the area of review. This pressure limitation shall satisfy the corrective action requirement. Alternatively, such injection pressure limitation can be part of a compliance schedule and last until all other required corrective action has been taken.

- 4) Class III wells only. When setting corrective action requirements the Agency shall consider the overall effect of the project on the hydraulic gradient in potentially affected USDWS7 and the corresponding changes in potentiometric surface(s) and flow direction(s) rather than the discrete effect of each well. If a decision is made that corrective action is not necessary based on the determinations above, the monitoring program required in 35 Ill. Adm. Code 730.133(b) shall be designed to verify the validity of such determinations.

(BOARD NOTE: See Derived from 40 CFR 144.55 (1993).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.194 Maintenance and Submission of Records

The Agency shall include, as a condition to every UIC permit, a requirement that the owner or operator of the injection well shall establish and maintain such records, make such reports, conduct such monitoring, and provide such other information as the Agency deems necessary to determine whether the owner or operator has acted or is acting in compliance with the Act and Board regulations.

BOARD NOTE: Derived from 40 CFR 144.117, as added at 58 Fed. Reg. 63895 (Dec. 3, 1993).

(Source: Added at 18 Ill. Reg. _____, effective _____)

SUBPART F: REQUIREMENTS FOR WELLS INJECTING HAZARDOUS WASTE**Section 704.203 Requirements**

In addition to requiring compliance with the applicable requirements of this Part, and 35 Ill. Adm. Code 730, the owner or operator of any facility described in Section 704.202 shall comply with the following:

- Notification. The owner or operator shall comply with the notification requirements of Section 3010 of the Resource Conservation and Recovery Act (42 U.S.C. 6901 et seq.).
- Identification number. The owner or operator shall comply with the requirements of 35 Ill. Adm. Code 724.111 and 40 CFR 264.11 (1985)922).

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- Manifest system. The owner or operator shall comply with the applicable recordkeeping and reporting requirements for manifested wastes in 35 Ill. Adm. Code 724.171 and 40 CFR 264.71 (1985)992).
- Manifest discrepancies. The owner or operator shall comply with 35 Ill. Adm. Code 724.172 and 40 CFR 264.72 (1985)992).
- Operating record. The owner or operator shall comply with 35 Ill. Adm. Code 724.173(a), (b)(1), and (b)(2) and 40 CFR 264.73(a), (b)(1) and (b)(2) (1985)992), as amended at 57 Fed. Reg. 3487 (Jan. 29, 1992).
- Annual report. The owner or operator shall comply with 35 Ill. Adm. Code 724.175 and 40 CFR 264.75 (1985)992).
- Unmanifested waste report. The owner or operator shall comply with 35 Ill. Adm. Code 724.176 and 40 CFR 264.76 (1985)992).
- Personnel training. The owner or operator shall comply with the applicable personnel training requirements of 35 Ill. Adm. Code 724.116 and 40 CFR 264.16 (1985)992).
- Certification of closure. When abandonment is completed, the owner or operator must submit to the Agency certification by the owner or operator and certification by an independent registered professional engineer that the facility has been closed in accordance with the specifications in Section 704.188.

(BOARD NOTE: See Derived from 40 CFR 144.14(c) (1993).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART G: FINANCIAL RESPONSIBILITY FOR CLASS I HAZARDOUS WASTE INJECTION WELLS**Section 704.213 Financial Assurance for Plugging and Abandonment**

An owner or operator of each facility must establish "financial assurance" for the plugging and abandonment of each existing and new Class I hazardous waste injection well. The owner or operator must choose from one of the following financial assurance mechanisms:

- Trust fund (Section 704.214);
- Surety bond guaranteeing payment (Section 704.215);
- Surety bond guaranteeing performance (Section 704.216);
- Letter of credit (Section 704.217);
- Insurance (Section 704.218); or
- Financial test and corporate guarantee (Section 704.219);

(BOARD NOTE: See Derived from 40 CFR 144.63 preamble (1993).)

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART H: ISSUED PERMITS

Section 704.261 Modification

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

When the Agency receives any information (for example, inspects the facility, receives information submitted by the permittee as required in the permit (See 35 Ill. Adm. Code 702.140 through 702.152)), receives a request for modification or reissuance, or conducts a review of the permit file), it may determine whether or not one or more of the causes listed in Sections 704.262 and 704.263 for modification or reissuance exist. If cause exists, the Agency may modify or reissue the permit accordingly, subject to the limitations of ~~Sec.~~ Section 704.263 and may request an updated application if necessary. When a permit is modified, only the conditions subject to modification are reopened. If cause does not exist under Sections 704.261 through 704.264, the Agency shall not modify or reissue the permit. If a permit modification satisfies the criteria in ~~Sec.~~ Section 704.264 for "minor modifications" the permit may be modified without a draft permit or public review. Otherwise, a draft permit must be prepared and other procedures in 35 Ill. Adm. Code 705 followed.

BOARD NOTE: Formerly codified as 35 Ill. Adm. Code 702.183. Derived from 40 CFR 144.39 preamble (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.262 Causes for Modification

a) The following are causes for modification of permits. For Class I hazardous waste injection wells or Class III wells, the following may be causes for reissuance as well as modification. For all other wells the following may be cause for reissuance as well as modification when the permittee requests or agrees:

- 1) Alterations. There are material and substantial alterations or additions to the permitted facility or activity which occurred after permit issuance which that justify the application of permit conditions that are different or absent in the existing permit.
- 2) Information. Permits other than for UIC Class III wells may be modified during their terms for this cause only if the information was not available at the time of permit issuance (other than revised regulations, guidance, or test methods) and would have justified the application of different permit conditions at the time of issuance. For UIC area permits this cause shall include any information indicating that cumulative effects on the environment are unacceptable.
- 3) New statutory requirements or regulations. The standards or regulations on which the permit was based have been changed by statute, through promulgation of new or amended standards or regulations, or by judicial decision after the permit was issued. Permits other than for UIC Class I hazardous wells or Class III wells may be modified during their terms for this cause only as follows:
 - A) The Agency may modify the permit when standards or regulations on which the permit was based have been changed

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

by statute or amended standards or regulations.

B) The permittee may request modification when:

- i) The permit condition requested to be modified was based on a promulgated 35 Ill. Adm. Code 730 regulation; and
- ii) The Board has revised, withdrawn, or modified that portion of the regulation on which the permit condition was based; and
- iii) A permittee requests modification in accordance with 35 Ill. Adm. Code 705.128 within ninety (90) days after Illinois Register notice of the rulemaking on which the request is based.

C) For judicial decisions, a court of competent jurisdiction has remanded and stayed Board promulgated regulations, if the remand and stay concern that portion of the regulations on which the permit conditions was based or if a request is filed by the permittee in accordance with 35 Ill. Adm. Code 705.128 within ninety (90) days of judicial remand.

4) Compliance schedules. The Agency determines good cause exists for modification of a compliance schedule, such as an act of God, strike, flood, or materials shortage, or other events over which the permittee has little or no control and for which there is no reasonably available remedy.

b) The following are causes to modify or, alternatively, reissue a permit:

- 1) The Agency has received notification (as required in the permit, see Section 702.152(c)) of a proposed transfer of the permit. A permit also may be modified to reflect a transfer after the effective date of an automatic transfer (Section 702.182(b)), but will not be revoked and reissued after the effective date of the transfer except upon the request of the new permittee.
- 2) A determination that the waste being injected is a hazardous waste as defined in 35 Ill. Adm. Code 721.103 either because the definition has been revised, or because a previous determination has been changed.

BOARD NOTE: Formerly codified as 35 Ill. Adm. Code 702.184. Derived from 40 CFR 144.39r-as-amended-at-59-Pedr-Reg-28t47, July-26r-1988 (1993).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 704.263 Well Siting

Suitability of the well location will not be considered at the time of permit modification unless new information or standards indicate that a threat to human health or the environment exists which was unknown at the time of permit issuance or unless required under the Environmental Protection Act. However, certain modifications may require site location suitability approval pursuant

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

to Section 39.2 of the Environmental Protection Act.
 BOARD NOTE: Formerly codified as 35 Ill. Adm. Code 702.185. Derived from 40
 CFR 144.39(c) (1988/1993).

1) Heading of the Part: UNDERGROUND INJECTION CONTROL OPERATING
 REQUIREMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____)

2) Code citation: 35 Ill. Adm. Code 730

3) Section numbers: Proposed action:

730.106, 730.108, 730.114 Amendment
 730.152 Repealed

4) Statutory authority: Ill. Rev. Stat. 1991, ch. 111 1/2, pars. 1013,
 1022.4 and 1027 [415 ILCS 5/13, 22.4 and 27].

5) A complete description of the subjects and issues involved:

A more detailed description is contained in the Board's proposed opinion of August 11, 1994 in R94-5, which opinion is available from the address below. Section 13(c) of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1013(c)) [415 ILCS 5/13(c)] provides that Sections 5-35 and 5-40 of the Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1005-35 and 1005-40) [5 ILCS 100/5-35 and 5-40] shall not apply. Because this rulemaking is not subject to Sections 5-35 and 5-40 of the APA, it is not subject to first notice or to second notice review by JCAR.

This rulemaking updates Parts 702, 704, and 730 of the Illinois underground injection control (UIC) rules to correspond with amendments adopted by U.S. EPA which appeared in the Federal Register during the period July 1 through December 31, 1993. During this period, U.S. EPA amended its regulations as follows:

Federal Action

Summary

58 Fed. Reg. 63890 (Dec. 3, 1993)

Clarification of current requirements for wells authorized by rule, the rules for financial responsibility obligations of parties to a well transfer, the criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well.

Additional amendments in Parts 700, 702, 703, 704, 705, and 730 constitute various corrections to the regulations. Many of these corrections result from U.S. EPA deconsolidating its consolidated permit rules on April 1, 1993. Originally based on the consolidated permit rules, the rules of Parts 700 through 705 were drafted with references to them. As Sections have opened for amendment over the years since 1983, the Board has amended the incorrect references in those Sections. However, many segments of the

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

regulations still contain invalid references to the consolidated rules. We use this opportunity to complete the corrections, for the sake of avoiding any further confusion as to the federal source rules for the Illinois provisions. Other amendments, to Parts 700 and 702, relate to updating the general provisions to reflect statutory amendments that have brought about changes in the structure of the Illinois since these provisions were originally adopted. This includes addition of a reference to the adjusted standard procedure of Section 28.1 of the Environmental Protection Act [415 ILCS 5/28.1].

Since the text of Part 700 is largely obsolete or duplicates other rules found elsewhere in Title 35, this means the virtual repeal of that Part. The exception is Section 700.106, which is relied on elsewhere in Title 35 for the effective dates of regulations. (It recites that the regulations are effective upon federal approval of the Illinois UIC or RCRA program.) The Board has replaced the references to Section 700.106 with actual dates on all Sections and main source notes for the Parts that are open as a result of these amendments. When we have the opportunity to delete the remaining references, we intend to repeal Part 700 altogether. Other amendments are of a general housekeeping nature, including corrections to grammar, punctuation, and drafting and codification style.

Specifically, the segment of the amendments involved in Part 730 incorporates the federal amendments relating to mechanical integrity testing and inventorying Class V wells. The amendments include a number of corrections or grammar, punctuation, and style.

6) Will this proposed rule replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any other amendments pending on this Part? No.

10) Statement of statewide policy objectives:

This rulemaking is mandated by Section 13(c) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 11 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in underground injection of wastes.

11) Time, place and manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

Docket R94-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Direct all questions to Michael J. McCambridge, at 312-814-6924.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: August 16, 1994.

B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses that engage in the underground injection of hazardous wastes. The clarification of current requirements for wells authorized by rule could impact facilities placing used oil in petroleum and natural gas liquids pipelines or introducing the oil into the petroleum refining process. The amended rules for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. The proposed modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. The proposed amended rules, for financial responsibility obligations of parties to a well transfer would require the transferor to maintain financial responsibility for the well until the transferee has demonstrated financial responsibility for the well. This could require maintaining and submitting documentation to the Agency. The modified criteria for demonstrating mechanical integrity through annulus pressure monitoring records, and the authority of the UIC program director to require information on any well could impose added burdens of revised testing and reporting by any person managing an injection well.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- D) Types of professional skills necessary for compliance:
Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer.
The full text of the proposed amendments begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER d: UNDERGROUND INJECTION CONTROL AND
UNDERGROUND STORAGE TANK PROGRAMS

PART 730

UNDERGROUND INJECTION CONTROL OPERATING REQUIREMENTS

SUBPART A: GENERAL

Section
730.101
730.102
730.103
730.104
730.105
730.106
730.107
730.108
730.109
730.110

Applicability, Scope and Effective Date
Laws Authorizing Regulations
Definitions
Criteria for Exempted Aquifers
Classification of Injection Wells
Area of Review
Corrective Action
Mechanical Integrity
Criteria for Establishing Permitting Priorities
Plugging and Abandoning Class I and III Wells

SUBPART B: CRITERIA AND STANDARDS APPLICABLE
TO CLASS I NON-HAZARDOUS WELLS

Section
730.111
730.112
730.113
730.114

Applicability
Construction Requirements
Operating, Monitoring and Reporting Requirements
Information to be Considered by the Agency

SUBPART C: CRITERIA AND STANDARDS APPLICABLE
TO CLASS II WELLS

Section
730.121

Adoption of Criteria and Standards Applicable to Class II Wells by
the Illinois Department of Mines and Minerals

SUBPART D: CRITERIA AND STANDARDS APPLICABLE
TO CLASS III WELLS

Section
730.131
730.132
730.133
730.134

Applicability
Construction Requirements
Operating, Monitoring and Reporting Requirements
Information to be Considered by the Agency

SUBPART F: CRITERIA AND STANDARDS APPLICABLE

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TO CLASS V INJECTION WELLS

Section
730.151 Applicability
730.152 Inventory and Assessment (Repealed)

SUBPART G: CRITERIA AND STANDARDS APPLICABLE TO CLASS I HAZARDOUS WELLS

Section
730.161 Applicability and Definitions
730.162 Minimum Criteria for Siting
730.163 Area of Review
730.164 Correction Action for Wells in the Area of Review
730.165 Construction Requirements
730.166 Logging, Sampling, and Testing Prior to New Well Operation
730.167 Operating Requirements
730.168 Testing and Monitoring Requirements
730.169 Reporting Requirements
730.170 Information to be Evaluated by the Director
730.171 Closure
730.172 Post-Closure Care
730.173 Financial Responsibility for Post-Closure Care

AUTHORITY: Implementing Sections 13 and 22.4 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/13, 22.4, and 27].

SOURCE: Adopted in R81-32, 47 PCB 93, at 6 Ill. Reg. 12479, effective March 3, 1984; amended in R82-19, at 7 Ill. Reg. 14426, effective March 3, 1984; recodified at 10 Ill. Reg. 14174; amended at R89-2 at 14 Ill. Reg. 3130, effective February 20, 1990; amended in R89-11 at 14 Ill. Reg. 11959, effective July 9, 1990; amended in R93-6 at 17 Ill. Reg. 15646, effective September 14, 1993; amended in R94-5 at 18 Ill. Reg. _____, effective _____.

Section 730.106 Area of Review

The area of review for each injection well or each field, project or area in Illinois shall be determined according to either **paragraph** subsection (a) or (b) below. The Agency may solicit input from the owners or operators of injection wells within Illinois as to which method is most appropriate for each geographic area or field.

a) Zone of endangering influence.

1) The zone of endangering influence shall be:

A) In the case of an application for a well permit under 35 Ill. Adm. Code 704.161, that area the radius of which is the lateral distance in which the pressures in the injection zone may cause the migration of the injection and/or formation fluid into an underground source of drinking water; or

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

B) In the case of an application for an area permit under 35 Ill. Adm. Code 704.162, the project area plus a circumscribing area the width of which is the lateral distance from the perimeter of the project area, in which the pressures in the injection zone may cause the migration of the injection and/or formation fluid into an underground source of drinking water.

2) Computation of the zone of endangering influence may be based upon the parameters listed below and should be calculated for an injection time period equal to the expected life of the injection well or pattern. The following modified **Theris** This equation illustrates one form which that the mathematical model may take.

$$r = \frac{1}{4\pi K(h - h_0)S} \left[\frac{2.25 Q H C}{S \times 10^4} \right]$$

$$r = \frac{4\pi K(h - h_0)S Q_0}{2.5 Q}$$

where:

$$r = \text{Radius of endangering influence from injection well (length)}$$

K = Hydraulic conductivity of the injection zone (length/time)

H = Thickness of the injection zone (length)

t = Time of injection (time)

S = Storage coefficient (dimensionless)

Q_0 = Injection rate (volume/time)

$Sh(h_0)$ = Observed original hydrostatic head of injection zone (length) measured from the base of the lowermost underground source of drinking water

$Wh(w)$ = Hydrostatic head of underground source of drinking water (length) measured from the base of the lowest underground source of drinking water

$ss(p)(g)(b)$ = specific gravity of fluid in the injection zone (dimensionless)

P_i = Injection zone (dimensionless)

3) The above equation is based on the following assumptions:

A) The injection zone is homogeneous and isotropic;

B) The injection zone has infinite area extent;

C) The injection well penetrates the entire thickness of the injection zone;

D) The well diameter is infinitesimal compared to "r" when

injection time is longer than a few minutes; and

E) The emplacement of fluid into the injection zone creates instantaneous increase in pressure.

b) Fixed Radius.

1) In the case of an application for a well permit under 35 Ill. Adm. Code 704.161 a fixed radius around the well of not less than 402 meters (1/4 mile) may be used.

2) In the case of an application for an area permit under 35 Ill.

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

Adm. Code 704.162 a fixed width of not less than 402 meters (1/4 mile) for the circumscribing area may be used.

- 3) In determining the fixed radius, the following factors shall be taken into consideration: the chemistry of injected and formation fluids; the hydrogeology; the population and groundwater use and dependence; and historical practices in the area.

- c) If the area of review is determined by a mathematical model pursuant to paragraph subsection (a) above the permissible radius is the result of such calculation even if it is less than 402 meters (1/4 mile).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 730.108 Mechanical Integrity

- a) The applicant or permittee must demonstrate mechanical integrity when required by other Sections. An injection well has mechanical integrity if:

- 1) There is no significant leak in the casing, tubing, or packer; and

- 2) There is no significant fluid movement into an underground source of drinking water through vertical channels adjacent to the injection bore.

- b) One of the following tests may be used to demonstrate the absence of significant leaks under subsection (a)(1) above:

- 1) Monitoring-of-annulus--pressure Following an initial pressure test, monitoring of the tubing-casing annulus pressure with sufficient frequency to be representative, as determined by the Agency, while maintaining an annulus pressure different from atmospheric pressure measured at the surface; or

- 2) Pressure test with liquid or gas.

- c) One of the following methods may be used to determine the absence of significant fluid movement under subsection (a)(2) above:

- 1) The results of a temperature or noise log; or

- 2) For Class III wells where the nature of the casing precludes the use of the logging techniques prescribed at subsection (c)(1) above, cementing records demonstrating the presence of adequate cement to prevent migration; or

- 3) For Class III wells where the Agency elects to rely on cementing records to demonstrate the absence of significant fluid movement, the monitoring program prescribed by 35 Ill. Adm. Code 730.113(b) shall be designed to verify the absence of significant fluid movement.

- d) The Agency may allow the use of a test to demonstrate mechanical integrity other than those listed in subsections (b) and (c) above. To obtain approval, the owner or operator shall submit a written request to the Agency which that sets forth the proposed test and all technical data supporting its use. The Agency shall approve the

request if the test will reliably demonstrate the mechanical integrity of wells for which its use is proposed.

- e) In conducting and evaluating the tests enumerated in this Section or others to be allowed by the Agency, the owner or operator and the Agency shall apply methods and standards generally accepted in the industry. When the owner or operator reports the results of mechanical integrity tests to the Agency, it shall include a description of the test and the method used. In making its evaluation, the Agency shall review monitoring and other test data submitted since the previous evaluation.

- f) The Agency may require additional or alternative tests if the results presented by the owner or operator under subsection (e) above are not satisfactory to the Agency to demonstrate that there is no movement of fluid into or between USDWs resulting from the injection activity.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

SUBPART B: CRITERIA AND STANDARDS APPLICABLE TO CLASS I NON-HAZARDOUS WELLS

Section 730.114 Information to be Considered by the Agency

This section sets forth the information which that must be considered by the Agency in authorizing Class I wells. For an existing or converted new Class I well the Agency may rely on the existing permit file for those items of information listed below which are current and accurate in the file. For a newly drilled Class I well, the Agency shall require the submission of all the information listed below. For both existing and new Class I wells certain maps, cross-sections, tabulations of wells within the area of review and other data may be included in the application by reference provided they are current, readily available to the Agency (for example, in the Agency's files) and sufficiently identified to be retrieved.

- a) Prior to the issuance of a permit for an existing Class I well to operate or the construction or conversion of a new Class I well the Agency shall consider the following:

- 1) Information required in 35 Ill. Adm. Code 702.120 through 702.124 and 35 Ill. Adm. Code 704.161(c);

- 2) A map showing the injection well for which a permit is sought and the applicable area of review. Within the area of review, the map must show the number, or name, and location of all producing wells, injection wells, abandoned wells, dry holes, surface bodies of water, springs, mines (surface and subsurface), quarries, water wells, and other pertinent surface features including residences and roads. The map should also show faults, if known or suspected. Only information of public record is required to be included on this map;

- 3) A tabulation of data on all wells within the area of review which that penetrate into the proposed injection zone. Such data shall include a description of each well's type, construction, date

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

drilled, location, depth, record of plugging and/or completion, and any additional information the Agency may require;

- 4) Maps and cross sections indicating the general vertical and lateral limits of all underground sources of drinking water within the area of review, their position relative to the injection formation, and the direction of water movement, where known, in each underground source of drinking water which that may be affected by the proposed injection;

- 5) Maps and cross sections detailing the geologic structure of the local area;

- 6) Generalized maps and cross sections illustrating the regional geologic setting;

- 7) Proposed operating data;

- A) Average and maximum daily rate and volume of the fluid to be injected;
- B) Average and maximum injection pressure; and
- C) Source and an analysis of the chemical, physical, radiological, and biological characteristics of injection fluids;

- 8) Proposed formation testing program to obtain an analysis of the chemical, physical, and radiological characteristics of and other information on the receiving formation;

- 9) Proposed stimulation program;

- 10) Proposed injection procedure;
- 11) Schematic or other appropriate drawings of the surface and subsurface construction details of the system;

- 12) Contingency plans to cope with all shut-ins or well failures so as to prevent migration of fluids into any underground source of drinking water;

- 13) Plans (including maps) for meeting the monitoring requirements in Secr Section 730.113(b);

- 14) For wells within the area of review which that penetrate the injection zone but are not properly completed or plugged, the corrective action proposed to be taken under 35 Ill. Adm. Code 704.193;

- 15) Construction procedures including a cementing and casing program, logging procedures, deviation checks, and a drilling, testing, and coring program; and

- 16) A certificate that the applicant has assured, through a performance bond or other appropriate means, the resources necessary to close, plug, or abandon the well as required by 35 Ill. Adm. Code 704.189.

- b) Prior to granting approval for the operation of a Class I well the Agency shall consider the following information:

- 1) All available logging and testing program data on the well;

- 2) A demonstration of mechanical integrity pursuant to Secr Section 730.108;

- 3) The anticipated maximum pressure and flow rate at which that the permittee will operate;

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 4) The results of the formation testing program;

- 5) The actual injection procedure;

- 6) The compatibility of injected waste with fluids in the injection zone and minerals in both the injection zone and the confining zone; and

- 7) The status of corrective action on defective wells in the area of review.

- c) Prior to granting approval for the plugging and abandonment of a Class I well the Agency shall consider the following information:

- 1) The type and number of plugs to be used;

- 2) The placement of each plug including the elevation of the top and bottom;

- 3) The type and grade and quantity of cement to be used;

- 4) The method for placement of the plugs; and

- 5) The procedure to be used to meet the requirements of Secr Section 730.110(c).

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 730.152 Inventory and Assessment (Repealed)

~~The owner or operator of any Class V well shall, within one year of the date of approval by US EPA of the Illinois DDE program for Class I, III, IV and V wells, notify the Agency of the existence of any well meeting the definitions of Class V under his control, and submit the inventory information required in 35 Ill. Adm. Code 704.143(a).~~

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Rights and Responsibilities

2) Code Citation: 89 Ill. Adm. Code 102

3) Section Number: Proposed Action:

102.25 Amendment

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-13)[305 ILCS 5/12-13]

5) Complete Description of the Subjects and Issues Involved: When clients feel that they have not been treated with courtesy, consideration or respect by a Department employee, they or their representative may file a written grievance. The client may file a written grievance in any Department office, even if the grievance is against a staff person not working in that office. The Department investigates any written grievance which is filed within 60 days after the grieved occurrence.

These proposed amendments clarify the purpose of the grievance meeting, the role of an employee's authorized representative and the duties of the intermediary.

Client Grievance Meeting

The meeting to hear a client's grievance is an informal conference and not a hearing. The meeting is not a structured process but a conference controlled by the intermediary to obtain information from the client and the employee in order to determine the facts about the issue. The meetings should be conducted so as to protect both the client and the employee from abuse.

Authorized Representative for the Employee

The employee against whom the grievance was filed may have an authorized representative attend the client grievance meeting. This may or may not be a union steward. The representative is allowed to:

- . Be present to make sure that a bargaining unit employee's rights under the contract are not violated and that the collective bargaining agreement is not violated.
- . Be present to make sure a non-bargaining unit employee's rights under the Personnel Rules are not violated.

Intermediary

The intermediary registers all grievances in a log. The information on

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

the log should contain:

- . The name of the grievant.
- . The name of the worker or workers against whom the grievance is directed.
- . The person who conducted the grievance meeting (if it was held).
- . The issue or issues involved.
- . The resolution of the grievance and any appropriate effective dates.

6) Will these proposed amendments replace emergency amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave. E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

12) Initial Regulatory Flexibility Analysis:

A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not applicable

B) Types of small businesses affected: None

C) Reporting, bookkeeping or other procedures required for compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: GENERAL PROVISIONS

PART 102

RIGHTS AND RESPONSIBILITIES

Section

- 102.1 Incorporation By Reference
- 102.10 Rights of Clients
- 102.20 Nondiscrimination
- 102.25 Grievance Rights of Clients
- 102.30 Confidentiality of Case Information
- 102.35 Case Records
- 102.40 Freedom of Choice
- 102.50 Reporting Change of Circumstances
- 102.60 Referral Requirements
- 102.63 Reporting Child Abuse/Neglect
- 102.66 Suitability of Home
- 102.70 Notice to Client
- 102.80 Right to Appeal
- 102.81 Continuation of Assistance Pending Appeal
- 102.82 Time Limit for Filing an Appeal
- 102.83 Examining Department Records
- 102.84 Child Care
- 102.90 Voluntary Repayment of Assistance
- 102.100 Excess Assistance (Recodified)
- 102.110 Recoupment of Overpayments (Recodified)
- 102.120 Correction of Underpayments
- 102.200 Recovery of Assistance
- 102.210 Estate Claims
- 102.220 Real Property Liens
- 102.230 Filing and Renewal of Liens
- 102.235 Liens on Property of Institutionalized Recipients
- 102.240 Foreclosure of Liens
- 102.250 Release of Liens
- 102.260 Personal Injury Claims
- 102.270 Convictions of Fraud - Eligibility
- 102.280 Single Conviction of Fraud - Administrative Review Board

AUTHORITY: Implementing Article XI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-1 et seq. and 12-13) [305 ILCS 5/Art. XI and 12-13]

SOURCE: Filed and effective December 31, 1977; peremptory rule at 2 Ill. Reg. 52, p. 449, effective December 13, 1978, amended at 2 Ill. Reg. 52, p. 462, December 23, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 39, effective March 1, 1979; amended at 3 Ill. Reg. 41, p. 167, effective October 1, 1979; amended at 3 Ill. Reg. 43, p. 196, effective October 15, 1979; amended at 5 Ill.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Reg. 8035, effective July 27, 1981; amended at 5 Ill. Reg. 10775, effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 7 Ill. Reg. 8350, effective July 1, 1983; amended at 8 Ill. Reg. 18910, effective September 26, 1984; amended at 9 Ill. Reg. 327, effective December 31, 1984; amended at 9 Ill. Reg. 3730, effective March 13, 1985; amended at 9 Ill. Reg. 6812, effective April 26, 1985; amended at 9 Ill. Reg. 7162, effective May 1, 1985; amended at 9 Ill. Reg. 13091, effective August 16, 1985; amended at 9 Ill. Reg. 14704, effective September 13, 1985; amended at 9 Ill. Reg. 15912, effective October 4, 1985; amended at 10 Ill. Reg. 3981, effective February 22, 1986; amended at 10 Ill. Reg. 14795, effective August 29, 1986; amended at 10 Ill. Reg. 19088, effective October 24, 1986; Sections 102.100 and 102.110 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; amended at 11 Ill. Reg. 14067, effective August 10, 1987; amended at 11 Ill. Reg. 18239, effective October 30, 1987; amended at 12 Ill. Reg. 3735, effective February 5, 1988; amended at 13 Ill. Reg. 3940, effective March 10, 1989; amended at 14 Ill. Reg. 13279, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 20078, effective December 3, 1990, for a maximum of 150 days; amended at 15 Ill. Reg. 7202, effective April 30, 1991; amended at 18 Ill. Reg. 273, effective December 28, 1993; amended at 18 Ill. Reg. 8938, effective June 3, 1994; amended at 18 Ill. Reg. _____, effective _____.

Section 102.25 Grievance Rights of Clients

- a) When clients feel that they have not been treated with courtesy, consideration or respect by a Department employee, they or their representative may file a written grievance. The client may file a written grievance in any Department office, even if the grievance is against a staff person not working in that office.
- b) The Department will investigate any written grievance which is filed within 60 days after the grievance occurrence. A client grievance filed more than 60 days after the grievance occurrence will not be investigated by the Department.
- c) Responsibility for Handling a Grievance
 - 1) When the client is in the local office and files a grievance against a local office staff person, the intermediary will handle the grievance.
 - 2) When the client is in the local office and files a grievance against the local office administrator, the local office administrator or designee will accept the grievance and notify the next higher level supervisor.
 - 3) When the client is in the local office and files a grievance against other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary.
 - 4) When the client is in any other Department office and files a grievance against a local office staff person or other agency personnel, the worksite manager will accept the grievance and notify the appropriate intermediary within 48 hours.
- d) Intermediary

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

1) An intermediary is a designated staff person who investigates and decides the merits of a client grievance. If necessary, the intermediary decides about disciplinary action.

2) For local office personnel, the intermediary is:

- A) The local office administrator;
- B) A management person designated by the local office administrator; or
- C) The next higher level supervisor if the grievance is filed against the local office administrator.

3) For other agency personnel, the intermediary is:

- A) The Bureau Chief of the employee against whom the grievance has been filed; or
- B) A management person designated by the Bureau Chief.

e) Investigation and Conference

1) The intermediary registers all grievances in a log. The information on the log contains:

- A) The name of the grievant;
- B) The name of the worker or workers against whom the grievance is directed;
- C) The person who heard the grievance, if one was held;
- D) The issue or issues involved; and
- E) The resolution of the grievance and any appropriate effective dates.

2) The intermediary will investigate the grievance. If necessary, the intermediary will determine the merits of the grievance and any disciplinary action that may be indicated.

2+3) When the intermediary determines that the investigation indicates a need for action, the intermediary will ~~register--the grievance--and~~ send a copy of the grievance to the employee against whom the grievance was filed. Within ten days after the receipt of the grievance, the intermediary will arrange a conference between:

- A) The client who filed the grievance;
- B) The representative of the client who filed the grievance, if any;
- C) The employee against whom the grievance was filed;
- D) A representative designated by the employee, if any; and
- E) The intermediary.

4) The representative may or may not be a union steward. The representative is allowed to:

- A) Be present to make sure that a bargaining unit employee's rights under the contract are not violated and that the collective bargaining agreement is not violated; and
- B) Be present to make sure a non-bargaining unit employee's rights under the Personnel Rules are not violated.

5) The meeting to hear a client's grievance is an informal conference controlled by the intermediary to obtain information from the client and the employee in order to determine the facts about the issue. The meeting should be conducted so as to protect

both the client and the employee from abuse.

3+6) Within 15 calendar days after the conference, the intermediary will advise the client who filed the grievance in writing of any action being taken. The client will not be informed of disciplinary action taken against Department staff.

f) The Department will take corrective action when just cause is shown in accordance with the Agreements between the State of Illinois and the American Federation of State, County and Municipal Employees or Personnel Rules of the Department of Central Management Services (80 Ill. Adm. Code 302: Subpart K), whichever is applicable.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Administrative Requirements for Official Testing Stations

2) Code Citation: 92 Ill. Adm. Code 451

3) Section Numbers: Proposed Action:

451.APPENDIX A Repeal
451.APPENDIX B Repeal
451.APPENDIX C Repeal
451.APPENDIX D Repeal
451.APPENDIX E Repeal
451.APPENDIX G Repeal
451.ILLUSTRATION A Repeal
451.ILLUSTRATION B Repeal

4) Statutory Authority: 625 ILCS 5/6-410, 5/12-800 et seq. and 5/13-100 et seq.

5) A Complete Description of the Subjects and Issues Involved:

By this Notice of Proposed Amendments, the Department proposes to repeal the Appendices and Illustrations which are applicable to school buses. Elsewhere in this Illinois Register, the Department is establishing three new Parts to replace the Appendices and Illustrations repealed by this rulemaking. Part 451 now addresses only the administrative requirements for operating an Illinois Official Testing Station. The school bus regulations will be promulgated as separate Parts.

6) Will these proposed amendments replace any emergency amendment currently in effect? No.

7) Do these rulemakings contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporation by reference? No.

9) Are there any other proposed amendment pending on this part? No.

10) Statement of Statewide Policy Objectives: This rulemaking will not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings: Any interested party may submit written comments or arguments concerning this proposed rule. Written submission shall be filed with:

By U.S. Mail:

Ms. Catherine Allen
Regulations and Training Unit
Illinois Department of Transportation

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212
(217) 785-1181

By Messinger or Inter-Agency Mail:

Department of Transportation, Annex Building
3215 Executive Park Drive
Planning and Program Support Section; 3rd Floor

JCAR requests, comments and concerns regarding this rulemaking should be addressed to:

Christine Caronna-Beard, Rules Manager
Illinois Department of Transportation, Room 300
Springfield, Illinois 62764
(217) 782-3215

Comments received within forty-five days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

- A) Type of small business affected: This Part will not affect small businesses.
- B) Recording, bookkeeping or other procedures required for compliance: No requirements are necessary for compliance.
- C) Type of professional skills necessary for compliance: No professional skills are required for compliance with this Part.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

SOURCE: Adopted at 13 Ill. Reg. 19597, effective December 1, 1989; amended at 17 Ill. Reg. 12839, effective July 27, 1993; amended at 18 Ill. Reg. _____, effective _____.

PART 451

ADMINISTRATIVE REQUIREMENTS FOR OFFICIAL TESTING STATIONS

- Section
 451.10 Purpose and Scope
 451.15 Definitions
 451.20 Application
 451.25 Incorporation by Reference of Federal Regulations
 451.30 Standards of Construction
 451.40 Address for Correspondence
 451.50 Definitions (Renumbered)
 451.60 Supervision of Official Testing Station and Enforcement of Department Policies
 451.70 Permit Application Procedures and Operating Requirements for Official Testing Stations
 451.80 Applicant Qualifications for Official Testing Station Permit
 451.90 Official Testing Station Requirements
 451.100 Official Testing Station Lane or Designated Testing Area Requirements
 451.110 Official Testing Station (OTS) Classifications, Specifications and Safety Test Equipment
 451.120 Responsibilities of Official Testing Station Owner
 451.130 Responsibilities of Certified Safety Tester
 451.140 Certificate of Safety
 451.150 Completion Procedures for Vehicle Inspection Report (VIR)
 451.160 Official Testing Station Forms, Records and Reports
 APPENDIX A Inspection Procedures/Specifications for Type I School Buses (Repealed)
 APPENDIX B Inspection Procedures/Specifications for Type II School Buses (Repealed)
 APPENDIX C Inspection Procedures/Specifications for Type I Special Education School Buses (Repealed)
 APPENDIX D Inspection Procedures/Specifications for Type II Special Education School Buses (Repealed)
 APPENDIX E Driver's Pre-Trip Inspection Requirements (Repealed)
 APPENDIX F Authorized Inspection Equipment
 APPENDIX G Illinois Minimum Standards for School Bus - Van Type Conversion 1-16 Passengers Purchased Prior to September 1974 (Repealed)
 ILLUSTRATION A Stop Arm Panel (Repealed)
 ILLUSTRATION B Exhaust Guidelines (Repealed)

AUTHORITY: Implementing and authorized by Section 6-410 of the Illinois Driver Licensing Law 625 ILCS 5/6-410, Article VIII of the Illinois Vehicle Equipment Law 625 ILCS 5/Ch. 12, Art. VIII, and the Illinois Vehicle Inspection Law 625 ILCS 5/Ch. 13.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Section 451.APPENDIX A Inspection Procedures/Specifications for Type I School Buses (Repealed)

SUBJECT

a) --AIR-CLEANER
b) --AIGSS

PROCEEDURES/SPECIFICATIONS

Any-type-is-acceptable.
Unobstructed-minimum
clearance-leading-from
service-door-to
emergency-door-(or
back-of-bus)-must-be-at
least-12-inches--(305-mm)
wide:-----For-----buses
manufactured-in-July-1987
or-later--side-width-at
two-inches-below-top-of
seat-back-must-be-15-inches
(380-mm)--Floor-to-ceiling
height-must-be-a-minimum-of
60-9-inches-(1575-mm)-at-any
location-within-the-aisle.

c) --ALTERNATOR

(GENERATOR)

The-generator-or
alternator-with
rectifier-shall-have
a-minimum-capacity-rating
of--60-amperes-and-shall-be
capable-of-meeting-all
electrical-requirements.

d) --AXLES

Must-meet-federal
chassis-requirements
as-indicated-on
federal-certification
label--49-CFR-569

e) --BARRIER

GUARD

A-guard-barrier
constructed-and
thickly-padded-so-as
to-provide-head-knee
and-leg-protection
shall-be-installed-in-front
of--each--forward-facing
passenger--seat--that--does
not-directly-face-the-rear
surface--of--another
passenger--seat:-----The

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

PROCEEDURES/SPECIFICATIONS
REJECT-VEHICLE-IP

barrier--must--measure--the
same--height--as--the
passenger--seat--back
directly--behind--that
barrier--(feet--24--inches)-
49-CFR-571-222

in--a-bus--manufactured-in
January-1988--or--later
guard-barriers-must-measure
the-same-height-as-the-seat
back--directly--behind--that
barrier--(feet--28--inches)-

Exception--in-a-bus-manufactured-from-July-17-1987-to-December-3
the-barrier-may-be-less-than-the-required-28-inch-seat-back-

Exception--in-a-bus--with
chassis--(incomplete
vehicle)--manufactured--in
March-1977-or-earlier--the
barrier-may-consist--of--a
floor-to-ceiling--vertical
stationary-padded-to-within
three-inches-of-ceiling-and
floor:-----and-----a
station-to-wall--fully
padded--horizontal--guard
rail--However-if-located
adjacent--to-stepwell--this
type-barrier-shall-include
a-stepwell-guard-panel-that
extends--from-the-station
to-the-wall--and--from-the
guard-rail--to--within-two
inches-of-the-floor.

Exception--All-----buses
manufactured--prior--to
September-1974--are-exempt
from-padding-on-stations
and-guard-rails.

f) --BARRIER-OR
BATTERIES

One-or-more-batteries
may-be-mounted-either
in-engine-compartment

Not-securely-mounted;
excessively-corroded--not
rated-for-manufacturer's

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEDURES/SPECIFICATIONS

REBET-VHIEB-IP

or-on-outside-of
passenger/driver
area--Battery-for
batteries-together-in-a-12
volt-system-shall-be-rated
when-new--to--provide--the
following:

Engine-----manufacturer's
recommended--Cold--cranking
Current---(amperes--for--30
seconds)-at--18--degrees--C
(0--degree--F)--or--at--the
purchaser's-option--at--29
degrees--C--(30-degrees--F)-
The-----battery(s)-----shall
provide-a-Reserve--Capacity
(duration--of--25--ampere
current-flow)-at--27-degrees
C-(80--degrees--F)--for--no
less-than-135-minutes.
low-rate-discharge-capacity
of--90--ampere-hours--or--more
(20-hour-discharge-test--at
80-degrees--F)-
Exception--A-----bus
manufactured-in-August-1974
or--earlier--may--have-a-70
ampere-hour-battery--in--a
12-volt-system.

9)--BATTERY

CABBS

Batteries-are-corroded-
Not-securely-attached-

11)--BATTERY

CARRIER

Does-not-meet
requirements-

When-the-battery-is
mounted-outside-the
engine-compartment-it-shall
be--welded--or--bolted--in--a
closed--weather-tight--and
vented--compartment--that-is
located--and--arranged--so--as
to--provide--for--convenient
routine--servicing--the
battery-compartment--door
or-cover--shall-be--secured

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEDURES/SPECIFICATIONS

REBET-VHIEB-IP

by--a--manually--operated
latch--or--other--fastener--A
latch--or--fastener--must--be
designed--in--such--a--fashion
as--to--keep--the--door--closed
when--in--the--latched
position--Back--electrical
cable--connecting--the
battery--in--this--carrier--to
the--body--or--chassis--shall
be--one--piece--between--the
terminal--connector--and--the
first--body--or--chassis
terminal--connector.

11)--BRAKES

Does-not-meet
requirements-

Every-motor-vehicle
shall-be-equipped-with
two--separate--means--of
applying--the--brakes--and
they--shall--be--so
constructed--that--failure--of
any--one--part--of--the
operating--mechanism--shall
not--leave--the--motor-vehicle
without--brakes- (Section
12-301(a)-of--the-Illinois
Vehicle-Equipment-Act)

11)--Backing
Plate

Backing-plate-is-in-poor
condition-

Check-condition-

21)--Brums/
Bises

Worn-or-reworked-beyond
the-following-limits:
1)--Brum-diameter--0.040
inch-(1mm)-under
marked-discard-limit
on-type-I-bus.
2)--Brum-diameter--0.030
inch-(1.75mm)-under
marked-discard-limit
on-type-II-bus.
3)--Disc-thickness--0.030
inch------(1.75mm)
over-marked
discard-limit

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT	PROCEDURES/SPECIFICATIONS	REFER-VEHICLE-IP
3)-Emergency parking Brake	<p>Emergency/parking braking-system-must-apply brakes-to-at-least-two wheels- (Section-12-30)(a) of-the- Illinois-Vehicle Equipment-Law). Micro-brakes-are-not considered-a-separate-means of-breaking-and-are-not acceptable. Procedures-for-testing:</p> <p>1)-Apply-operating control-fully.</p> <p>2)-Check-actuating mechanism-for-release-</p> <p>Brake-Performance-Test:</p> <p>Using-drive-on-pad-type test:</p> <p>1)-Drive-vehicle-onto brake-machine-pads-at 4-8-m.p.h.</p> <p>2)-Apply-emergency/parking brakes-to-bring-vehicle to-a-halt.</p> <p>Do-not-lock-wheels-</p> <p>3)-Note-the-braking forces-registered-by the-brake-machine-</p>	<p>on-any-bus-</p> <p>4)-Other-rework-(reborn, reface)-limit-specified by-----chassis manufacturer-</p> <p>Does-not-meet requirements-</p> <p>Machine-does-not-register a-total-braking-force-of at-least-20%-of-vehicle empty-----weight-----braking forces-at-opposite--wheels on-same-axle-vary-more-than</p>

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT	PROCEDURES/SPECIFICATIONS	REFER-VEHICLE-IP
4)-Emergency Brake Ratchet (pedal-or bever)	<p>Using-rotter-type-tester:</p> <p>1)-Position-axle-with emergency-brake-onto rotter-</p> <p>2)-Apply-emergency-brake but-do-not-lock-wheels-</p>	<p>20%.</p> <p>Machine-does-not-register a-total-braking-force-of at-least-20%-of--vehicle empty weight. Braking--forces-at-opposite wheels-on-same-axle--vary more-than-20%.</p>
5)-Pedal Clearance (Service Brakes)	<p>Must-be-in-proper adjustment-</p>	<p>Does-not-meet requirements</p>
6)-Power Systems A)-Air	<p>Minimum-1-1/2-inch clearance-with-pedal fully-depressed.</p>	<p>Does-not-meet requirements-</p>
A)-Air	<p>With-air-system-fully charged-(compressor governor-cut-out)-run engine-at-low-idle--Make one--full--(maximum)--brake application-and-immediately record-----reservoir---air pressure.</p> <p>Apply--and--release--brakes until--pressure-is-at-least 10-psa-(five--pounds-per square-inch)-below-governor cut-in--pressure-----Run engine--at--high--idle--and determine-seconds--required to-raise-reservoir-pressure from-recorded-pressure-</p>	<p>Time-required-to-raise air-pressure-from recorded-to-cut-out-is more-than-30-seconds-</p>

B)-Electric/

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

<u>SUBJECT</u>	<u>PROCEEDURES/SPECIFICATIONS</u>	<u>REJBCT-VHICB-IP</u>	<u>SUBJECT</u>	<u>PROCEEDURES/SPECIFICATIONS</u>	<u>REJBCT-VHICB-IP</u>
Hydraulic	<p>turn-engine "off;"</p> <p>Bepress-service-brake</p> <p>pedal;"-Electric</p> <p>hydraulic-pump-must-come</p> <p>"on"-(listen);</p>	Electric-pump-does-not operate-properly-or-is absent;		repeatedly-apply-service brakes-until-vacuum-is depleted; with-medium pressure-on-brake-pedal; start-engine; release brake-and-operate-engine until-maximum-vacuum-is established; stop-engine; apply-service-brakes-hard; With-brakes-still applied; start-engine; after-one-minute-of running-engine; check "low-vacuum"-indicator;	when-engine-is started; insufficient vacuum-reserve-to permit-one-full service-brake application-after engine-is-off-without actuating "low-vacuum" indicator; valve-or diaphragm-leaking;
E)-Hydraulic	<p>inspect-booster-system</p> <p>belt(s)-support(s)-tubes;</p> <p>hoses-connections-and</p> <p>general-condition;"-Clean</p> <p>reservoir;-cover-as</p> <p>necessary-and-check</p> <p>booster-fluid-level;"-Do</p> <p>not-contaminate-fluid;</p> <p>turn-engine "on;"</p> <p>Warning-signal-must-come</p> <p>on-(look/listen);</p> <p>Bepress-"-brake-"-pedal</p> <p>lightly;"-Start-"-engine;</p> <p>Pedal-"-must-"-move-"-down</p> <p>slightly-(feet);"-Warning</p> <p>signal-"-must-"-go-"-off;"</p> <p>(look/listen);</p>	<p>Belt-is-slack-or-worn;</p> <p>tube-or-hose-is-damaged;</p> <p>any-part-leaks-or-is</p> <p>cracked; booster-fluid-is</p> <p>low;</p> <p>Either-booster-or-warning</p> <p>signal-does-not-operate</p> <p>properly;</p>	7)-Service Brakes	<p>Must-be-equipped-with</p> <p>service-brakes-on-all</p> <p>wheels; (Section</p> <p>12-301(a)(5)-of-the</p> <p>Illinois-Vehicle</p> <p>Equipment-law)</p> <p>Must-be-equipped-with-a</p> <p>"split-system"-on-service</p> <p>brakes;"-49-CFR-571.105</p> <p>Power-assisted-service</p> <p>brakes-are-required;"-49</p> <p>CFR-571.105</p>	Do-not-meet-requirements;
B)-Vacuum/	<p>inspect-tank(s);</p> <p>chambers;-hoses;-tubes;</p> <p>connectors;-clamps;-and</p> <p>booster-air-cleaner;</p>	<p>1)-Any-component-is</p> <p>restricted;-collapsed;</p> <p>scrapped;-cracked;</p> <p>looser-or-broken;</p> <p>Booster-air-cleaner-is</p> <p>clogged;</p>	A)-Brake Report and Certification Form-(SB6)	<p>Do-not-meet-requirements;</p> <p>Do-not-meet-requirements;</p> <p>Do-not-meet-requirements;</p>	
Hydraulic	<p>inspect-supports-and</p> <p>attachments;</p>	<p>2)-Any-support-or</p> <p>attachment</p> <p>is-broken;"-Any</p> <p>connecting</p> <p>line-or-other</p> <p>component-is-not</p> <p>attached</p> <p>or-supported-so-as</p> <p>to-prevent-damage-from</p> <p>scrapping-or-rubbing-</p> <p>3)-Foot-pedal-does-not</p> <p>fall-away-from-foot</p>	<p>B)-Brake performance test</p> <p>Using-Drive-On-Pad-type</p> <p>Brake-tester;</p> <p>Check-vehicle's-stopping</p>	<p>Verify-SB6-for-following:</p> <p>1)-Proper-completion;</p> <p>2)-Issued-not-more-than</p> <p>10-days-before-safety</p> <p>test;</p> <p>3)-Correct-brake-mileage;</p> <p>Absent-or-invalid-SB6;</p>	

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

PROCEEDURES/SPECIFICATIONS

REBBER-VEHICLE-IP

ability-before-testing:
Drive-vehicle-onto-brake
machine-pads-at-4-0-m-p-h-
Apply-service-brakes-to
bring-vehicle-to-a-halt.
Do-not-lock-wheels.
Note-the-braking-forces
register-by-the-brake
machine.

Using-----Roll-On-----Type
tester:

When-using-roller-type
tester-each-axle-must-be
tested-separately:
transmission-must-be---in
neutral-when-testing-brakes
on-any-drive-axle.
Drive---front---axle---onto
rollers-----Start---roller
motor-----Apply-----service
brakes---but---do-not---lock
wheels.
Repeat---the---above-step-for
each-axle.
The-total-braking-force
on-a-vehicle-must-be
determined-by-adding-the
results-of-the-test-on
each-axle.

j)--BUMPER-
FRONT

Either-channel-type
formed-of-rolled-steel-at
least-177-inch-(45-mm)
thick-or-approved-energy
absorbing-type.
Buses-----manufactured-----in
August-1974-or-later-must
have-7-9-inches-(200-mm)-or
more-vertical-black-face.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

PROCEEDURES/SPECIFICATIONS

REBBER-VEHICLE-IP

Bumper-must-extend-to-outer
edges--of-fenders-and-other
front-end--sheet--metal.
Must---be---of---strength---to
permit--pushing--vehicle--of
equal---weight---without
permanent-distortion.
Exception:--Buses
manufactured---prior---to
September-1974--are--exempt
from--bumper--thickness-and
7-9-inch-face-requirement.

k)--BUMPER-
REAR

Channel-steel-at-least
18-inches-(455-mm)
thick-with-a-minimum-8-9
inch-(225-mm)-black-face
full-wrap-around---and
attached---so---as-to-prevent
hitching---rides---(ie:--
"nonhitchable").
Shall-be-attached---so---that
removal---is---possible---by
commonly---available---hand
tools.

Machine-does-not-register
a-total-braking-force-of
at-least-60% of the
vehicle-empty-weight.
Braking-forces-at-opposite
wheels-on-same-axle-vary
more-than-20%.

Does-not-meet-thickness,
face-height-and-color
requirements---Must-be
solidly-attached--in-good
condition--free-from
damage-and-sharp-edges.

l)--CHRYSLER-
ANDREGISTRATION
CARD-HOLDER

At-least-one-card-holder
with-a-transparent-face

Does-not-meet
requirements.

Does-not-meet
requirements:
Not-solidly-attached.
Sharp-edges-are-present.
Rear-bumper-is-hitchable.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

no--less-than-5.9-inches-by
3-9-inches-{150-mm-by-100
mm}--shall-be--securely
affixed--to--the--inside
header--panel--out--of
students'-easy-reach:

SUBJECT

m)--CERTIFICATION

-----BABBB

1)--Federal

Federal-rules-require-a
permanently-affixed
manufacturer's
certification-label-in
each-bus-ether
manufactured-on-or-after
June-17-1937-or-built-up
from-a-chassis
manufactured-on-or-after
June-17-1937--the
manufacturer's
certification-might-be
supplemented-by-an
alterer's-certification;
the-manufacturer's-label
must-contain-the
following-information:

1)--Name-of-vehicle-{bus}
manufacturer-and-the
month-and-year-in
which-manufacture
of-the-vehicle-was
completed;

2)--Name--of--incomplete
vehicle-{chassis}
manufacturer-and-the
month-and-year-in
which-he-performed
his-last-manufacturing
on-the-incomplete
vehicle;

3)--Gross-vehicle-weight
rating--or-ratings
{GVWR}?

4)--Gross-axle-weight
ratings
{GAWR}?

REFER-VEHICLE-IP

A-required-label-is
absent, defaced,
destroyed, not-riveted,
or-not-permanently
affixed--permanently
affixed--means-the-label
cannot-be-removed-without
destroying-or-defacing-it;

A-certification-label
does-not-contain-the
required-statement-and
all-other-information
required-for-that-label;

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

5)--The-statement,"this
vehicle-conforms-to-all
applicable-federal-motor
vehicle-safety-standards
in-effect-in
{month/year}";

6)--The-vehicle
identification-number
{VIN}?

7)--The-vehicle's
classification-{usually
"bus"}--49-CPR-567-5

Alterer's-certification--A
certified--vehicle--might
have-been-altered--before
its--purchase--for--use--as--a
school--bus--the
alterations--may--have
included--but--are--not
limited-to--classification
changes--gross--weight
rating--changes--or--changes
to--the--date
of-application/effective--date
of-a-federal-motor-vehicle
safety--standard--if--any
such-alteration--occurred,
the-bus--must--carry--an
additional-federal-label
that--identifies--the
alterer--shows--when
alteration--was--completed,
was--altered,
GVWR--GAWR--and-classification
{if-changed}--it-must-also
state--that--the--altered
vehicle--conforms--to--all
applicable--federal-motor
vehicle-safety-standards-in
effect-in-{month/year}--49
CPR-567-7

2)--State

The-State-of-Illinois
requires-a-certification
label-in-each-new-type-I
bus-constructed-upon-a
The-month-shown-on-the
State-of-Illinois
certification-label-is
earlier-than-the-month

REFER-VEHICLE-IP

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

REFBCT-VHICLB-IP

chassis-----{incomplete vehicle}
 that-was-manufactured in-April-1977-or-later:
 this-label-may-be-displayed in-earlier-buses:

When-displayed, this label-must-contain---

1)--Name-of-vehicle-(bus) manufacturer-(usually same-as-on-federal label);

2)--An-identification-of the-completed-bus-by VIN-and

3)--A-statement-that-the bus-conforms-to--all applicable-----Illinois minimum-----safety standards--in-effect-on the-first-day-of--the same--month--shown--in the-latest-statement-of conformance-to--federal standards--or--on--the first-day--of--a-later month.

New-buses--that--have--been manufactured--to-meet--other than--Illinois--construction standards--but--have--been sold--for--use--in--Illinois, must-display-a-federal--and state--certification-label certifying-----that-----all Illinois--requirements-have been-met.

Used-buses-that-have-been manufactured--to-meet--other than--Illinois--construction standards--but--have--been sold--for--use--in--Illinois, must-ether-display-federal and-state-labels-or--obtain

shown-in-the-statement of-conformance-to-federal standards-on-the-federal certification-label:
 the-vehicle identification-Number (VIN)-on-the-state-and federal-certification labels-is-not-the-same number:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

REFBCT-VHICLB-IP

a--letter-of-approval-from DOT-----administration personnel-----verifying--all Illinois-----construction standards--have--been-met. Such-letter-must-remain--on the-bus-at-all-times.

n)--DEFROSTERS

Using-heat-from-heaters and-circulation-from fans,--defrosting-equipment shall-keep-the-windshield, the-windows-to-the-left-of the-operator-and-the-glass in-the-service-door--clear of--fog,--frost,--and-snow. Auxiliary-fans--are--not considered-----to-----be-----a defrosting--and--defogging system.-----Must--conform--to federal-standards--49-CFR 571.109

o)--DRIVE-SHAFT GUARD

Shall-be-of-sufficient strength-to-protect-drive shaft-and-prevent-it-from going-----through-----floor--or dropping-----to-----ground--if broken.-----Shall-be--required on-each-segment-on-shaft.

Drive-shaft-guard-is-not solid-and-is-not-firmly attached.

p)--ELECTRICAL SYSTEM

1)--Circuits

Shall-be-arranged-in-at least-nine-regular circuits-as-follows:
 1)--Head-tail-stop (brake) and-instrument panels-lamps
 2)--Clearance-lamps-and-any lamp-in-or-adjacent-to step-fisers
 3)--Interior-lamps
 4)--Starter-motor

Breaks-in-insulation-are present.-----Not-on-proper circuit-or-property-wired.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT: PROCEEDURES/SPECIFICATIONS REARER-VEHICLE-IP

5)---Ignition)-----emergency
 exit alarm signals and
 other alarm signals;
 6)---Turn-signal-lamps;
 7)---Alternately-flashing
 signal-lamps--and--stop
 signal-arm-lamps;
 8)---Horn;
 9)---Heater-and-defroster--
 A-separate-fuse-or-
 circuitbreaker-for-each
 circuit;
 except-starter-motor
 and-ignition;

Two-extra-fuses-for-each
 size-fuse-used-on-the-bus
 shall-be-conveniently
 mounted-on-the-bus-body;

Check-operation-and
 condition:

All-wires-shall-be
 properly-insulated-and
 securely-attached-at-not
 more-than-18-1-inch-(460
 mm)-----intervals:-----Check
 condition;

All-buses-must-be
 equipped-with-either-a
 rear-emergency--door--or--a
 left--side--emergency--door
 and--a--rear--emergency
 window:--49-CFR-571-217

Shall-be-hinged-on-front
 side-and-open-outward;
 Shall-be-equipped-with
 alarm-and-safety-glass
 (or-equivalent);--Glass
 shall-be-located-in-upper
 and-lower-portion-of-the
 door:--Door-shall-be-of
 at-least-the-same-gauge

Fuses-are-not-present-or
 are-not-conveniently
 mounted;?

Switches-not-operating
 properly-or-are-missing;
 Insulation-is-frayed-or
 missing:--Wiring-not
 securely-attached;

Do-not-meet-requirements;

Release-mechanism-is-not
 protected;-accessible-or
 operable-(inside-and
 outside);--Unable-to-open
 easily; hinge-is-located
 at-incorrect-location;
 location-and-size-of
 opening-is-incorrect;
 Alarm-at-door-does-not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT: PROCEEDURES/SPECIFICATIONS REARER-VEHICLE-IP

metal-as-the-body:--Shall
 be-24-inches-or-more
 clear-horizontal-opening
 with--forward--edge--of
 opening--in--line--with--the
 rearmost-edge-of-a-seat
 back:--Shall-have-45-inches
 or--more--clear--vertical
 opening;
 if-the-bus-is-equipped
 with-a-rear-emergency
 exit;--a
 side-exit-is-optional;

Shall-be-protected
 against-accidental
 release;--easily
 accessible;--readily
 operated-manually-without
 use-of-remote-control;
 power-device-or-tool;
 Shall-have-permanently
 attached-inside-and
 outside-release-handles;
 Outside-release-handle
 must-be-non-hitchable;
 Rear-exit-shall-hinge-on
 right;--open-outwards;
 have-a-24-inch-or-more
 clear--horizontal--opening
 and

45-inch-or-more-clear
 vertical-opening-above
 floor:--Glazing--shall-be
 installed-in--upper--and
 lower--portions:--Alarm
 shall-be-audible-at-door
 when-door-is-not-fully
 latched--while-engine--is
 running:--(See-EMERGENCY
 EXIT--Alarms-and-locks.)
 Exception:--Buses
 manufactured-----before
 September-1974--are-exempt
 from--glazing--in--lower
 portion-of--rear-emergency
 door;

inside-and-outside
 release-mechanisms-are
 not-protected;--accessible
 or-do-not-operate
 properly:--Outside
 release-mechanism-is
 hitchable:--Door-does-not
 open-easily;--location-of
 hinge-is-incorrect:--Size
 of-opening-is-incorrect;
 Glazing-does-not-meet
 requirements:--Generat
 condition-of-door-(rubber
 and-seat)-is-poor:--Door
 alarm-does-not-operate
 properly-(see-EMERGENCY

EXIT--Alarms-and-locks);-

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECT	PROCEDURES/SPECIFICATIONS	REMARKS-VEHICLE-IP	SUBJECT	PROCEDURES/SPECIFICATIONS	REMARKS-VEHICLE-IP
3)--Emergency Window	When the emergency door is located on the left side not function--Alarm does a rear emergency window shall be provided; Minimum 16 inches high and 48 inches wide; Designed to be opened from the inside or the outside; Hinged on top; designed and operated to insure against accidental closing in an emergency; inside handle shall provide for quick release; Outside handle shall be nondetachable and nonhitchable. When not fully latched, window shall actuate alarm audible to driver; No cutoff switch allowed;	Operating mechanisms do not function--Glass is cracked or broken (see EMERGENCY-EXIT)---Alarms and hocks).	3)--ENTRANCE DOOR 1)--Physical Requirements	seated--driver--the engine starting system may operate while the emergency door is locked; Minimum 24 inch horizontal opening-- Minimum 68 inch vertical opening--jack knife or split type door required on buses purchased after September 1974; if split type door is used and one section opens inward and the other outward, front section shall open outward-- Door shall be located on the right side near the front; convenient to the seated driver's unobstructed vision; Entrance door shall be power or manually operated from the driver's seat and designed to afford easy release and prevent accidental opening--No parts of the hand lever shall come together so as to shear or crush fingers; Vertical closing edges shall be equipped with flexible material to prevent injury to lower panels of door shall be of safety glass or equivalent--Bottom of lower panel shall be not more than 3 inches from ground when unloaded--top of upper glass panel shall be not more than 6 inches from top of door--No door	Binding or jamming is evident; malfunctions; not equipped; over-ride device on power-operated door does not function; control not accessible by driver; Door is missing; loose or torn;
4)--Alarms and hocks	Audible and visual alarms shall alert driver when engine is running and any emergency door either: 1)--is not fully latched; or 2)--is locked and not readily operated manually; Also--engine starting system shall not operate while any emergency door is locked by any means that prevents ready manual operation without using a foot key or combination; Alarm cut off or "squench" control is prohibited; Exception--On a bus with chassis manufactured in March 1977 or earlier--the "not fully latched" alarm may only be audible to the	Alarms do not alert driver as required; hocks do not meet requirements;			

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCBURBS/SPECIFICATIONS

is--permitted--to--left--of driver;
A--service--door--equipped with--power--shall--also--be capable--of--manual--operation in--case--of--power--failure;

Exception:--All-----buses purchased-----prior-----to September--1974--are--exempt from--split--type--door---They may--be--split---sedan---or Jack-knife--type;

2)--locks
and
Alarms

A--service--door--lock--is not--required--but--if--any type--of--service--door locking--system--is installed--on--the--bus--the system--shall--conform--to the--following:

1)--The--locking--system--shall not--be--capable--of

preventing--the--seated driver--from--easily--and quickly--opening--the service door;

2)--The--locking--system--shall include--an--audiovisual alarm--the--alarm--shall emit--sound--and--light--for other--visual indication--that--demands attention--and--will alert--the--seated--driver when--the--engine--is running--and--the--service door--is--locked;
An--alarm--disconnect--"asqueich--control"--or other--alarm--defeating or--weakening--device shall--be--prohibited.

SUBJECTPROCBURBS/SPECIFICATIONS

Exception:--A--bus--with chassis-----{incomplete vehicle}-----manufactured--in March--1977--or--earlier--is exempt--from--driver--being seated--that--is--the--driver may--move--from--driver's--seat to--interior--side--of--service entrance--to--operate--service door;

3)--EXHAUST
SYSTEM

"Exhaust--System"--includes each--component--used--to conduct--gas--from--an engine--exhaust--port (manifold)--to--authorized exit--point--including each--sealing--connecting and--supporting component;--Exhaust system--shall--be--outside body--and--attached--to chassis--Size--of--tailpipe shall--not--be--reduced--after it--leaves--muffler;--Any flexible--component--that contains--exhaust--gas--shall be--of--stainless--steel; System--shall--not--leak; System--shall--have--an--outlet at--its--discharge--end(s) only;

1)--Shielding

Any--flammable--material electrical-----insulation brake--hose--or--fuel--system component--containing--fuel that--is--located--within--1/16--inches--(300--mm)--of--a component-----containing exhaust-----gas--shall--be safeguarded--by--a--heat shield;
Exhaust--system--shall--be shielded--from--either accidental-----contact

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCBURBS/SPECIFICATIONSREJECT--VEHICLE--IP

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

SUBJECT	PROCEEDURES/SPECIFICATIONS	REJECT VEHICLE-IP
27 Discharge	<p>Whitching-toy^u-or--standing end^u--except--at--discharge end^u--A--chassis--or--body component--may--provide required-shield^u the-exhaust-system's</p> <p>discharge--end--(tailpipe) shall--be--within--.98-inch (25-mm) of-bus-side^u--rear^u or--rear-corner^u--but-not-to rear-of-rear-bumper-and-not outside-a-side--rub-rail^u however^u--it--may--be--more than--.98-inch-(25-mm)-below bumper--or-body-skirt^u--Gas shall--not--be--directed towards--a--door--or--other opening-into-bus-body^u--in addition^u--the--discharge end^u--or--ends--shall-not-be located-in-any--prohibited zone--shown-in-illustration B7</p>	<p>REJECT VEHICLE-IP</p>
27 Penders	<p>Shall-be-properly-braced and-free-from-any-body attachment^u There-shall-be approximately-one-inch located-between-front fenders-and-back-face-to cow^u</p>	<p>Penders-are-not-solid-or in-bad-condition^u Sharp-edges-are-evident^u Penders-are-loose or-protrude-out^u Does-not-meet requirements^u Sauge-does-not-indicate in-the-calibrated-or marked-Unit-Charge^u area^u--Seal-is-broken^u Extinguisher-is-not mounted-not-in-a-quick release-holder-or-not labelled-in-compartment^u</p>
27 PITB7-015	<p>Replaceable-element-or cartridge-type--Minimum one-quart-capacity^u</p>	<p>REJECT VEHICLE-IP</p>
27 PITB7-015	<p>Pressurized-dry-chemical gauge-type-approved-by Underwriters Laboratories-inc^u rating-of-not-less-than 10-B-C-mounted-in bracket-and-readily accessible--Sealed-with</p>	<p>REJECT VEHICLE-IP</p>
27 PITB7-015	<p>Shall-be-readily identifiable-removable^u and-mounted-in-readily accessible-place-in driver's-compartment-- either-in-full-view-or-in specified-secured compartment-(see-BOOKED COMPARTMENT)--if-not carried-in-compartment--the case-shall--be--dust-tight and--substantially constructed--of--durable material--the--contents shall-include-but-not-be limited-to^u--either--the following-type-1-or-type-2^u type-1--Unit-type-(Minimum Contents) 4u--bandage--compress^u--2 pkgs May-be-1-package-in-bus with--chassis--incomplete vehicle--manufactured--in March-1977-or-earlier^u 2u--bandage--compress^u--2 pkgs May-be-1-package--in--bus with--chassis--incomplete vehicle--manufactured--in March-1977-or-earlier^u 1u--bandage--or--adhesive compress^u--1-pkg 40u--triangle--bandage--with two-safety-pins--1 Splint--wire-or-wood--1 Type--2--Commercial-type (Minimum-Contents) Sterile-gauze-pad 3u--x-3u--10</p>	<p>REJECT VEHICLE-IP</p>

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

REFRGT-VBHIEBB-IP

Gauze-bandage
 2¹/₂"-x-5-yds-----10
 Adhesive-tape-----1¹/₂"-x-2-1/2
 yds.
 (The-above--three--may-be
 longer-or-wider)
 40⁰ triangle-bandage
 with-two-safety-pins----1
 Wire-or-wood-splint-----1
 Scissors-----1
 A-tourniquet-or-any-type-of
 ointment-----antiseptic--or
 other-medicine-shall-not-be
 included.

x)--FLOORS-AND
 FLOOR
 COVERING

Covering-in-underseat
 area--including-tops-of
 wheel-housings--driver's
 compartment--and-toeboard
 shall-be-covered-with
 fire-resistant-floor
 covering-of-type-commonly
 used-----in-----passenger
 transportation--equipment--
 the-floor--covering-in-the
 aisle--and-entrance--area
 shall--be-----a-nonakid
 wear-resistant
 fire-resistant--and--rib
 type--commonly-used--in
 commercial-----passenger
 transportation--vehicles--
 Covering-----must-----be
 permanently-bonded-to-floor
 and--must--not--crack--when
 subjected-to-sudden-changes
 in-temperature--Bonding-or
 adhesive--material-shall-be
 waterproof--All-seams-must
 be-sealed-with-waterproof
 sealer.

All--openings-in-floorboard
 or--firewall-between-chassis
 and-----passenger-carrying
 compartment-must--be--solid

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

REFRGT-VBHIEBB-IP

and---sealed:---Boots--and
 seats-around--shift--levers
 and--emergency--brakes-must
 be--secure--and--solidly
 attached.

Visually inspect:

1)--Body-mounts-shall-be
 attached-and-sealed-to
 the-chassis-cowl-so-as
 to-prevent-the-entry
 of-water-dust-or
 fumes-through-the
 joint-between-the
 chassis-cowl-and-the
 body.

2)--Cross-member-mounting
 bolts.
 3)--Engine-mounting-bolts.
 4)--Frame-shall-extend-to
 rear-of-body-cross
 member.

5)--Frame-extension-is
 permitted-when
 alterations-are-behind
 rear-hanger-or-rear
 springs-and-not-for-the
 purpose-of-extending
 wheel-base.

2)--FUEL
 STORAGE

AND-BELLY
 SYSTEM

Entire-fuel-system
 except-extensions-for
 driver-control-of-air-or
 fuel-must-be-outside
 passenger-and-driver
 compartment.

1)--Fuel
 Filler
 Cap

Meets-federal
 specifications---Must---be
 the-same-as-or-equivalent
 to-original-equipment---49

1)--Cracked--loose
 missing-bolts---Any
 repair-done-by-welding
 body-to-frame
 insulation-strip
 missing.

2)--Booster--cracked--broken
 or-missing.

3)--Missing--loose.

4)--Cracked--broken--bent
 rusted-to-a-depth-as
 to-substantially-weaken
 frame---welding-except
 by-body-manufacturer.

5)--Unless-permitted
 frame-extends-past
 wheel-base.

Any-part-of-fuel-system
 except-extensions-for
 driver-control-of-air-or
 fuel-is-within
 passenger/driver
 compartment.

Defective-or-missing.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCBURBS/SPECIFICATIONSREDBOW-VEHICLE-IP

EPR-393-67

2)--Fuel
lines

Firmly-attached.--No
leakage--seepage
abrasion--or-chafing.
Must-be-14-15/16-inches
(380-mm)-from-any-part-of
exhaust---system---that
contains--exhaust-gas--or-be
safeguarded---by--a--heat
shield---inside--engine
compartment---the--chassis
manufacturer's-----standard
shall-govern-separation-and
shielding--between--parts
designed-----by-----chassis
manufacturer.

3)--Fuel
filler
tube

Check-condition:

leaks--or--is--not--secure:

4)--Fuel
pump

Check-condition:

leaks--damaged--or--is--not
secure:5)--Fuel
tank(s)

Tank-must-be-safeguarded
by-structure-that
protects--from-side-or
angular-impact-blows---49
EPR-573-301
Exception:-A---bus---with
chassis-----incomplete
vehicle)-manufactured---in
March-1977--or--earlier-is
exempt-from-being-equipped
with-----a---tank---guard
structure.

6)--Fuel
tank
mount(s)

Check-condition:

Cracked-----loosey-----bolts
missing-

7)--Fuel

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCBURBS/SPECIFICATIONSREDBOW-VEHICLE-IPtank
straps

Cracked, loose, or missing.

8)--Propane
relief-valve/
piping

the-relief-valve
discharge-shall-be-vented
to-the-left--or--driver's
side--of-the-vehicle--and--up
the-outside--rear--or--at--the
driver's--station--and--then
to-the--eave--of--the--roof
line---it--must--not--reach
above--this--point--and--must
be-nonhitchable.
Where--it--is--possible--to--do
so--it--is--acceptable--to--run
the---discharge---piping
between--the--inner--and--outer
walls--of--the--bus.
On--existing--installations,
if--the--discharge--pipe--is
run--through--the--inside--of
the--bus---the---following
criteria---shall---also
apply:

the---pipe---shall---be
galvanized.
No--connections--may--be--made
inside--of--the--bus--in--other
words--the--pipe--should--be
one--length--and---threaded
only--on--the--exterior--both
top--and--bottom.
The--pipe--shall--be--covered
with--a---material---such--as
foam--rubber--to--prevent--a
person-----from-----hitting
themselves---if--they--were
pushed--or--fell--against--the
post.
The--pipe--must--be--securely
clamped--with--a--u-bolt--on
the--bottom--to--hold--it--in
place.

the---pipe---shall---be
galvanized.
No--connections--may--be--made
inside--of--the--bus--in--other
words--the--pipe--should--be
one--length--and---threaded
only--on--the--exterior--both
top--and--bottom.
The--pipe--shall--be--covered
with--a---material---such--as
foam--rubber--to--prevent--a
person-----from-----hitting
themselves---if--they--were
pushed--or--fell--against--the
post.
The--pipe--must--be--securely
clamped--with--a--u-bolt--on
the--bottom--to--hold--it--in
place.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

if the pipe goes through the vertical stanchion, the vertical stanchion shall be bolted, both top and bottom, as it was originally constructed, in all cases, the discharge piping shall terminate above the window line. An appropriate rain cap arrangement shall be provided to prevent the entry of water, ice, etc., into the discharge piping.

aa) GRAB

HANDLES

1) Exterior

Missing or loose.

At least one step grab handle shall be located on each side at front of body so as to provide easy access to windshield. Stainless clad steel with measurements not less than 10 inches long located in unobstructed location inside doorway.

2) Interior

Not solidly attached.

bb) HEADERS

Poor working condition, defective hoses, supports or baffles.

Nameplate must identify manufacturer and heater rating capacity. Must be capable of maintaining inside temperature of 50 degrees. The heater hoses shall be supported to guard against excessive wear due to vibration and shall not interfere with or restrict the operation of any engine function. Any hose in the passenger compartment shall be protected to prevent injury from burns in the event of rupture.

cc) HOOD

Open hood and inspect safety catch and hinges

Hood does not open or hood latches do not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

for proper operation, close hood and inspect for proper full closure. Manually inspect latches or remote control for proper operation.

dd) HORN

At least one horn shall be provided giving an audible warning at a distance of 200 feet and shall be conveniently controlled from the operator's seated position.

(Section 12-601 of the Illinois Vehicle Equipment law)

ee) INSTRUMENTS

AND

INSTRUMENT

PANELS

Shall be equipped with the following non glare illuminated instruments and gauges mounted for easy maintenance and repair and in such a manner that each is clearly visible to the seated driver. An indicator light instead of a pressure or temperature gauge is permissible. 49 CFR 571.101

- 1) Speedometer
- 2) Odometer
- 3) Fuel Gauge
- 4) Oil Pressure Gauge
- 5) Water Temperature Gauge
- 6) Ammeter with graduated charge and discharge indications
- 7) High beam headlight indicator

Does not operate properly. Instruments are missing, inaccurate readings.

Securely hold hood in its proper fully closed position. Secondary or safety catch does not function properly. Hinge is broken, missing or not attached to body.

Horn control is missing, defective or not audible.

Shall be equipped with the following non glare illuminated instruments and gauges mounted for easy maintenance and repair and in such a manner that each is clearly visible to the seated driver. An indicator light instead of a pressure or temperature gauge is permissible. 49 CFR 571.101

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IPSUBJECTREJECT-VEHICLE-IP

8)-Directional-signal indicator
 9)-Air-pressure-or-vacuum gauge-(when-air-or vacuum-brakes-are used)
 10)-Right-light-flasher indicator

FF)-INSULATION

the-ceiling-and-sidewalls shall-be-thermally insulated-----with-----a fire-resistant-----material which-----shall-----reduce-----the noise-level-and-vibrations:

Does-not-meet requirements:

GG)-BETTERING

1)-Exterior the-body-and-chassis manufacturer's-name emblem-or-other identification-may-be displayed-(colorless-or any-color)-on-any unglazed-surface-of---the bus:

Does-not-meet requirements---bettering or--decals-are-not-black distinctly-required-or allowed:

AA)-Front

"SCH005-BUS"-in-black-at least-eight-inches-(200 mm)-high-placed-as-high as-possible-on-body-or sign-attached-thereto: vehicle-number-assigned-for identification-shall-be-a minimum-of-four inches-(100 mm)-high--and--located--as high-----as-----practicable: Decals---are permissable: All---lettering---must---be black: (Section-12-002-of the---Illinois---Vehicle Equipment-Baw)

Does-not-meet requirements---bettering is-not-black-distinctly required-or-allowed:

BB)-Left

Owner's-name-and-school district-number-must-be at-least-four-inches high--approximately

Does-not-meet requirements---bettering is-not-black-distinctly required-or-allowed:

centered--and--as--high--as practicable---below-window line: (Section-12-002-of the---Illinois---Vehicle Equipment-Baw)
 if--bus--is-equipped-with-a side-emergency---door---or emergency-windows-which-are knock-out-type-they-are-to be---labeled---"EMERGENCY BIGH-in-letters-at-least two-inches-high-directly below-window:
 Optional--Vehicle--number assigned-for-identification may---be---displayed-at--a minimum-height---of---four inches-(100-mm):
 Decals---are---permissible: All---lettering---must---be black:

EE)-Rear

"SCH005-BUS"-in-black lettering-at-least-eight inches-(200-mm)-high placed-as-high-as possible-on-body--or--sign attached-thereto: (Section 12-002---of---the---Illinois Vehicle---Equipment---Baw)
 "EMERGENCY"---Baw
 "EMERGENCY"---BIGH---in lettering---at---least---two inches-high-at-top---of emergency-door-or-directly above--or--on-door-glazing at-least-4-inches-(112-mm) above-floor-level:
 "EMERGENCY-BIGH"-(for-buses without---rear---emergency door)--in-letters-at-least two-inches-high-directly below---rear---emergency window---or-on-exit-glazing at-least-4-inches---above floor-level--An-arrow-at least-5.9-inches-in-length

bettering-or-arrows-are not-black-distinctly required-or-allowed:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

and--3/4--inches--in--width
indicating--direction--each
release-mechanism-should-be
turned--to--open--door--or
window-located--within--5-9
inches--of--release-handler
in-black.---Vehicle--number
assigned-for-identification
shall-be-a-minimum-4-inches
(100--mm)-high.---Decals-are
permissible.---All-lettering
must-be-black.

if-bus-uses-alternate

fuel-(c.g.,-propane-

ENG)-, vehicle-must-be

marked-with-identifying

decal.---Such-decal-shall-be

diamond-shaped--with--white

or-----silver-----scotchite

letters-one-inch-in-height

and--a--stroke-of-the-brush

at-least-1/4-inch-wide-on-a

black--background--with---a

white--or-silver-scotchite

border-bearing-either--the

words--or--letters.

"PROPANE"--if-propelled-by

liquefied---petroleum---gas

other-----than---liquefied

natural-gas,-or

"ENG"--if-propelled-by

compressed---natural---gas.

The-sign-or-decal-shall-be

maintained--in-good-legible

condition.

The--alternate--fuel--decal

shall-be-displayed--on--or

near--the--rear--bumper--and

visible-from--the--rear--of

vehicle. (Section-12-704.3

of--the--Illinois--Vehicle

Equipment-law)

Owner's name-and-school

district-number-must-be

at-least-four-inches-(100

B)-Right

lettering-or-decals-are

not-black,-distinctly

required,-or-allowed.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

mm)-high,-approximately
centered-and--as--high--as
possible-below-window-line-
(Section-12-802--of--the
Illinois--Vehicle-Equipment
law)

the--following--lettering
must-be-at-least-two-inches
(50-mm)-high:

1.---the word--"CAPACITY,"

or-abbreviation

"CAP,"--and-the-rated

passenger-capacity

followed-by-the word

"PASSENGERS,"--or-the

abbreviation--"PASS,"

shall-be-displayed-on

the-outside-of-the

body-near-the-rear

edge-of-the-service

entrance.

2.---Empty-weight--in-both

pounds-and-newtons,

must-be-shown.---Empty

weight-is-indicated

by--"BW"--and-newtons

is-indicated-by

"N." (Section-12-802

of-the-Illinois-Vehicle

Equipment-law)

3.---if-emergency-window

is-installed,

"EMERGENCY-EXIT"

shall-be-displayed-on

or-immediately-below

emergency-window.

Manufacturer's

identification--name---or

emblem--may--be--displayed,

but--not--on--service--door

glazing.---Manufacturer's

name--or--emblem--must--not

interfere--with---required

lettering.---Decals---are

permissible.---All-lettering

must-be-black.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

SUBJECT

PROCEEDURES/SPECIFICATIONS

PROCEEDURES/SPECIFICATIONS

REBBER-VHICLE-IP

REBBER-VHICLE-IP

Exception:--A--bus--with chassis--incomplete vehicle)--manufactured--in March-1977--or--earlier--need not--show--empty--weight--in newtons:
Weight--in--newtons--(N)-- weight--in--pounds--(lb)--x 4.44822--(or--4.45).

Exception:--On--a--bus--with chassis--incomplete vehicle)--manufactured--in March-1977--or--earlier--"NO STANDARDS"--need--not--be opposite--center--of--axis and--the--word--"PASSENGERS" or--"PASS-7"--is--optional.

ANNEX-NOTE:--

Does-not-meet requirements--bettering is-not-black7-distinct7 required-or-allowed.

Does-not-meet requirements--line-or line-and-lettering-is-not distinct7-required7-or allowed.

2)--interior
A)--front

Each-letter-or-numeral must-be-at-least-two inches--(50-mm)--high--and contrasting-sharply--with background:--A--colorless background--strip--(such-as white7-aluminum-or--silver) may--be--used:--Beats--are permitted.

B)--left

A--"stop-line"--in contrasting-color-is required--between-5.9--and 6.1--inches--(150-mm--and 159-mm)--below--the-top-of the--window--opening:--the line--shall--be--located between--each--window--that sides--downward.

Does-not-meet requirements--line-or line-and-lettering-is-not distinct7-required7-or allowed.

C)--rear

"EMERGENCY-EXIT"--or letters--at-least-two inches--(50-mm)--high painted--or--permanently affixed--either--directly above--each--emergency--exit or--on--top--metal--of--exit (door--or--window)--or--on--top of--exit--glazing--at-least-44 inches--(112--cm)--above floor:--An--arrow--indicating the--direction--in--which--to move--release--mechanism handle(s)--to--open--emergency exit--shall--be--painted--or permanently--affixed--within six--inches--of--each--release handle:--All--lettering--and arrow(s)--must--contrast--with background:--Beats--are permitted.

Does-not-meet requirements--bettering is-not-black7-distinct7 required7-or-allowed.

B)--Right

A--"stop-line"--in contrasting-color--is required--between-5.9--and 6.1--inches--(150-mm--and 159-mm)--below--the-top-of

Does-not-meet requirements--line-or line-and-lettering-is-not black7-distinct7 required or-allowed.

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

SUBJECT PROCEEDURES/SPECIFICATIONS REJECT-VEHICLE-IP

the window opening. The line shall be located between each window that sides downward. Decals are permitted.
Instructions for emergency operation of a power operated door shall be affixed permanently on the inside of the door in letters at least .5 inch high. Decals are permitted.

1) Back-Up

Two white lights shall be provided. Must meet federal standards. 49 CFR 571.108
Exception: All buses purchased prior to September 1974 are exempt, however, for any unit equipped with back-up lamps, they must be operational.

Does not function?
illegal color, broken glass.

2) Clearance
Front

Two clearance lights (amber) at highest and widest portions of the body. Must conform to federal standards. 49 CFR 571.108. May be combined with side marker lamp.

Does not function?
improper color, broken glass.

3) Clearance
Rear

Two clearance lights (red) mounted at highest and widest part of body. Must conform to federal standards. 49 CFR 571.108

Does not function?
improper color, broken glass

4) Cluster
Front

Three amber lights mounted at center front

Does not function properly?
improper color,

SUBJECT

PROCEEDURES/SPECIFICATIONS

REJECT-VEHICLE-IP

near top of body above "GCH006-BUS" sign. Must conform to federal standards. 49 CFR 571.108
broken glass.

5) Cluster
Rear

Three red lights mounted at center rear near top of body either above or below "GCH006-BUS" sign. Must conform to federal standards. 49 CFR 571.108
Does not function properly?
improper color, broken glass.

6) Flashing
Lights

All school buses purchased after December 31, 1977, shall be equipped with an eight light flashing signal system with two red and two amber flashing signal lamps mounted above windshield spaced no less than three feet apart and at same horizontal level. The rear of the vehicle shall be equipped with two red and two amber flashing signal lamps mounted and spaced no less than three feet apart and at same horizontal level. Minimum diameter 5 1/2 inch sealed beam. Effective December 31, 1978, all school buses shall be equipped with the eight light flashing signal system described in the above paragraph. (Section 12-005 of the Illinois Vehicle Equipment Law)
A separate circuit breaker and a master switch shall be provided for this signal system. When in its "off" position this master switch shall prevent the

Does not function properly?
broken lens or improper lens color.

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

SUBJECT: PROCEEDURES/SPECIFICATIONS REDUCED-VEHICLE-IP

following:

- 1) Operation of the 8 lamp system?
- 2) Operation of any lamps mounted on the stop signal arm?
- 3) Operation of any electrically controlled mechanism that would cause the stop signal arm to extend?

The controls for the eight lamp--flashing signals--the stop--signal--arm--and--the service--entrance--door--shall be--arranged--so--as--to provide--for--the--following sequence--of--operations while--the--engine--is running:

- 1) Place the alternately flashing signal system master switch in its "off" position--Close and secure the service entrance door.

Actuate the alternately flashing signal system hand or foot control--The alternately flashing signal lamps of either yellow (amber) or red color shall not go on.

- 2) With the master switch "off" and the hand or foot control actuated open the service door--The alternately flashing signals of either color shall not go on and the stop signal arm shall not extend.

- 3) Deactivate the hand or

foot control--Place the alternately flashing signal system master switch in its "on" position--Close and secure the service door--Open the service door--The alternately flashing signal lamps of either color shall not go on and stop signal arm shall not extend.

- 4) Close and secure the service door--Actuate the alternately flashing signal system by hand or foot control--A yellow pilot lamp in the view of the driver and the yellow alternately flashing signals shall go on.

- 5) Release but do not open the service door--The yellow pilot and the yellow alternately flashing signals shall go off. A red pilot lamp in the view of the driver and the red alternately flashing signals shall go on.

- 6) Fully open the service door--The red pilot and red signals shall remain on and the stop arm shall remain extended.

- 7) Close but do not secure the service door--The red pilot and red signals shall

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECT

remain-on-and-the-stop
arm-shall-remain
extended;
8)--Open-the-service
door--the-red-pilot
and-red-signals-shall
remain-on-and-the-stop
arm-remain-extended;
9)--Open-the-service
door--Alternately
flashing-signals-of
either-color-shall-not
go-on-and-the-stop-arm
shall-not-extend;

7)--Headlights

Shall-have-at-least-two
sealed-beam-headlamps--with
at-least-one--mounted--on
each--side--of-the-front-of
the-bus--Bump-body-must-be
securely-attached--lenses,
reflectors--bubs--etc--
must--be-in-good-condition;
properly-aimed-(see-Aiming
Procedures--below)-and-fill
required-intensity--shall
conform--to--federal
standards--49-CFR-571.108

A)--Aiming

Use-approved-calibrated
headlamp-tester-according
to--manufacturer's
instructions--The-headlamp
tester--shall-be-in-good
repair-and-calibration;
All--type--49-CFR-571.108
regardless-of-size--must-be
aimed--and--tested--on--low
beam;
Check--for-bulb-burnout-and
proper-beam-switching;
Check--springs--for--sag--or
broken-leaves;
Clean-lenses;

B)--Rest

Procedures 1)--Upper-Beam-Aim

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IP

Applies-only-to-5-3/4
inch--type--49-CFR-571.108--sealed-beam
headlamp-units;
2)--Lower-Beam-Aim
The-following-type-headlamp
units-are-to-be-tested-only
on-the-lower-beam;

5-3/4--inch--type--49-CFR-571.108--sealed-beam;
or
7--inch--type--49-CFR-571.108--sealed
beam;

8)--Interior

Adequate-to-illuminate
aisles, step-wells-and
emergency-passageways;

9)--License
Plate

Adequate-white-light-to
illuminate--license
plate--49-CFR-571.108-
May-be-combined
with--one--of--the--tail
lights;

10)--Marker,
Left

Two-lamps--one-amber-at
front--and-one-red-at
rear--mounted-as-high-as
practicable--shall
conform-to-federal
standards--49-CFR-571.108
Exception--All--prior--to
purchase--September-1974-are-exempt;

11)--Marker,
Right

Two-lamps--one-amber-at
front--and-one-red-at
rear--mounted-as-high-as
practicable--shall
conform--to--federal
standards--49-CFR-571.108
Exception--All--prior--to
purchase--September-1974-are-exempt;

Does-not-provide-adequate
lighting--cracked-or
broken-lenses--improper
color;

Does-not-provide-adequate
lighting--cracked-or
broken-lenses--improper
color;

Does-not-meet
requirements--does-not
function-properly--
improper-color--cracked
or-broken-lenses;

Does-not-meet
requirements--improper
color--cracked-or-broken
lenses;

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

12)--Parking
light

PROCESSES/SPECIFICATIONS

Shall-be-one-lamp-on-each
side--white-or-amber
color--49-EPF-571-108

All-buses-80-or-more-inches
in-overall-width-which-are
equipped-with-side-marker
lamps--clearance-lamps--and
intermediate-side-marker
lamps--are-exempt--from
having--parking--lights--
However--if--vehicle--is
equipped--with--parking
lights--they--must--be
operational-- (Section
12-202-06--the--Illinois
Vehicle-Equipment-Baw)

13)--Step-Well

At-least-the-nosings-of
the-service-entrance
steps-and-the-floor
around-the-step-well-shall
be-automatically
illuminated--with--white
light--when--the--following
occurs:

1)--Service-entrance-door
is-opened;

2)--Clearance-lamps-are-on
and-the-door-is-opened.

3)--Ignition-is-on-and-the
door-is-opened.

No-lamp-shall-be-installed
so--as--to--shine--directly
into--the--eyes--of--a--pupil
moving-through-the--service
entrance-and-looking-at-the
service-steps.

Exception--On--a--bus-with
chassis--manufactured--in
March--1977--or--earlier--a
stepwell-light-that--does
not--illuminate--at--the--step
nosings--or--does--not
illuminate--the--floor--around

Does-not-meet
requirements--improper
color--cracked-or-broken
lenses.

Does-not-meet
requirements--improper
color--cracked-or-broken
lenses.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

14)--Stop

the-service-entrance-way-may
be-used.

Two-red-lights-mounted-at
same-height-and-as-high
as-practicable-below
window-line--Seven-inch
minimum-diameter-or-19
square-inches--Not-less
than--three--feet--apart
laterally--Must-conform-to
federal--standards--49-EPF
571-108

15)--Strobe
(optional)

If-installed--lamp-must
comply-with-following
requirements:

1) One-per-bus.

2) Shall-emit-white-or
bruish-white-light.

3) Shall-be-visible-from
any-direction.

4) Shall-flash-60-to-120
times-per-minute.

5) Shall-be-visible-in
normal-night.

6) Mounted-at-or-behind
center-of-roof-top-and
equal-distance-from
each--side-- (Section
12-815-06--the--Illinois
Vehicle-Equipment-Baw)

Distance--from-rear-will-be
calculated--by--measuring
height--of--filament--and
multiplying--same--by--30
inches-- (1-foot--filament
height-x-30--distance--from
rear--of--bus--where-lamp-is
to-be-located)

Shielding-is
present.

If-installed--does-not
meet-installation
requirements--does-not
function-properly?
improper-color--cracked
or-broken-lenses.

16)--Wail

Two-red-lights-mounted
with-centers-not-less
than-40-inches--nor-more
than-50-inches--from
surface-on-which-vehicle

Does-not-meet
requirements--does-not
function-properly?
improper-color--cracked
or-broken-lenses.

PROCESSES/SPECIFICATIONS

REJECT-VEHICLE-IP

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECTRELATED VEHICLE TP

stands.---Must---conform---to
federal---standards.---49---CPR
571.108

17)--Turn
Signal,
Left
(armored)

Push-mounted--"armored"
type--amber--clearance--lamp
mounted--behind--driver's
seat--at--seat--level--and
rub--rail--height;
Functions--with--regular--turn
signal.
Exception:--All-----buses
purchased-----prior-----to
September--1974--are--exempt
from--having--left--armored
turn--signals.

18)--Turn
Signal,
Right
(armored)

Push-mounted--"armored"
type--amber--clearance--lamp
mounted--at--approximately
seat--level--and--rub--rail
height--just--to--rear--of
service---door-----Functions
with--regular--turn--signal
lamps.
Exception:--All-----buses
purchased-----prior-----to
September--1974--are--exempt
from--having--right--armored
turn--signals.

19)--Turn
Signal,
Front

One--amber--lamp--at--least
four--inches--in--diameter,
or--12-1/2--square--inches,
located--on--each--side--at
or--near--the--front:---They
shall--be--located--at--the
same--height--and--as--far
apart-----as-----practicable.
Hamps---must---conform---to
federal--standards.---49---CPR

20)--Turn
Signal,
Rear

Does--not--meet
requirements;--does--not
function--properly;
improper--color;--cracked
or--broken--lenses.

Chassis--manufactured
after--March--31--1977
must--have--two--7--inch
diameter, or 19--square
inch,--amber--lenses
mounted--on--the--rear--as--far
apart---and---as---high---as
practicable---below---rear
window.---49---CPR--571.108
Exception:---Chassis
manufactured--prior--to--April
1, 1977, may have yellow--or
red--turn--signals--with--arrow
lenses.---49---CPR--571.108

11)--LOCKER
COMPARTMENT

Fire--extinguisher;
first--aid--kit;--and
warning--devices--may--be
stored--either--in--a
closed,--unlocked
compartment--or--under--lock
and--key;--provided--the
locking--device--is--connected
with--an--automatic--warning
signal--that---will---alert
driver--when--compartment--is
locked:---the---automatic
alarm--shall--be--both--audible
and--visible--to--the--seated
driver:---the---alarm---shall
alert--the--driver--when--the
engine--is--running--and--the
compartment--is--locked--and
not--readily--opened--without
using---a---tool---key;---or
combination:---An---alarm
cut--off---or---"squeeze"
control--is--prohibited.

Not--readily--accessible--to
driver;--lettering--or
identification--missing;
alarm--does--not--function
properly--when--compartment
is--locked--and--vehicle--is
running.

Does--not--meet
requirements;--does--not
function--properly;
improper--color;--cracked
or--broken--lenses.

Does--not--meet
requirements;--does--not
function--properly;
improper--color;--cracked
or--broken--lenses.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT	PROCEEDURES/SPECIFICATIONS	REFERENCE-VEHICLEB-IP
1)---EXTERIOR A)---Rear View Driving	Back-safety-item-inside-the-compartment-shall-be-named on---the---outside-of---the compartment-cover-or-door-in-addition---a---RBB---CROSS formed---of---five---equal squares-shall-be---displayed on-the-cover-when-the-first aid-kit---is---inside---the compartment. Exception:---A---bus---with chassis---manufactured---in March---1977-or-earlier-need not-have-a-visible-alarm. Every-required-mirror shall-be-of-reflecting material-protected-from abrasion-scratching-and corrosion---Mirror-shall be-firmly-installed-on stable-supports-so-as-to give---a---clear---stabler reflected-view---Mirrors shall-be-adjustable-so-as to-give-and-maintain-its required-field-of-view. Shall-be-mounted outside---Must-give seated-driver-a-view-to the-rear-along-each-side of-bus---Must-be-at-least 50-square-inches-of usable---flat---rectangular reflecting-surface-on---each side---49-CPP-573-111. A-convex-driving-mirror-may be---installed-to-expand-the driving-view-to-the-rear provided-the-usable---flat reflecting---surface---is rectangular-and-is-at-least 50-square-inches.	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.
B)---Right Side Safety	Every-required-mirror shall-be-of-reflecting material-protected-from abrasion-scratching-and corrosion---Mirror-shall be-firmly-installed-on stable-supports-so-as-to give---a---clear---stabler reflected-view---Mirrors shall-be-adjustable-so-as to-give-and-maintain-its required-field-of-view. Shall-be-mounted outside---Must-give seated-driver-a-view-to the-rear-along-each-side of-bus---Must-be-at-least 50-square-inches-of usable---flat---rectangular reflecting-surface-on---each side---49-CPP-573-111. A-convex-driving-mirror-may be---installed-to-expand-the driving-view-to-the-rear provided-the-usable---flat reflecting---surface---is rectangular-and-is-at-least 50-square-inches.	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.
	Exception:---When---a---convex driving-mirror-is-installed on---a---bus---manufactured-in August-1974-or-earlier-the usable---flat---reflecting surface---need---not---be rectangular-but-must-be-at least-50-square-inches.	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.
	An-outside-convex-mirror, either-ations-or-in combination-with-the driving-mirror-system, shall-give-the-seated driver-a-view-of-the roadway---along---the---right side-of-the-bus-between the-most-forward-surface-of the-right-front-tire-and the-rear---of---the---rear bumper---the---projected reflecting-surface-of-this convex-mirror-shall-be-at least---40---square-inches (7-1/8-inches-diameter-if-a circle).	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.
	Extra-wide-angle---convex mirror---heads---are permissible---on-right-front corner-only. Exception:---A-right-safety mirror-is-optional-on-a-bus manufactured-in-August-1974 or-earlier.	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.
	The-seated-driver-shall have-a-reflected-view-of the-roadway-along-the left-side-of-the-bus between-the-front-edge-of the-driver's-seat-in most-forward-position-and the-rear---of---the---rear bumper---if---the---left	Does-not-meet requirements-defective, excessively-clouded, not adjustable, not securely attached, cracked-or broken-glass.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECT

PROCEDURES/SPECIFICATIONS

REFERENCE VEHICLE-IP

driving-mirror-system--does not---give---that-view---a convex-mirror---shall---be installed---that---either alone---or---in---combination with---the---driving-mirror, does-give-the-seated-driver that-view:
Exception:--A--left--safety mirror-is-optional-on-a-bus with--chassis--manufactured in-March-1977-or-earlier.

B)--Cross Over Mirror

An-outside-convex-mirror shall-give-the-seated driver-a-view-of-the front-bumper-and-the-area of-roadway-in-front-of the-bus--the-projected reflecting--surface-of-this mirror-shall-be-at-least-40 square-inches-(7-1/8-inches diameter-if-a-circle)---49 EPR-571.111

Exception:--If--the--seated driver--of--a--forward-control bus--has--a--direct-view-of the-front--bumper--and--the area-of-roadway-in-front-of the---bus---a-cross-over mirror-is-optional.

2)--Interior

Clear-view-safety-glass minimum-6-inches-x-30 inches-overall--framed with--rounded--and--padded corners--and--edges---it shall-afford-good-view-of the---bus---interior---and portions--of--the-roadway-to the-rear.

Exception:--All-----buses manufactured-----prior-----to September-1974--are-exempt from-padding-on-the-mirror.

SUBJECT

PROCEDURES/SPECIFICATIONS

REFERENCE VEHICLE-IP

REQUIREMENTS

the-exterior-of-the body--excluding-the required-raising--shall-be painted-a-uniform-color-- National-School-Bus Glossy-yellow---the-front and-rear-bumpers, required-sub-raising-and wheels-shall-be-black-- Additional--sub-raising--may either--be-painted-black-or yellow---Grilles--and--hub caps--may-be-a-bright-finish (e-g--chrome---anodized aluminum--etc.)---Retaining rings--may---be---gray---or aluminum:
Manufacturer's-----name---or emblem-may-be-any-color-but must--not--interfere---with required-----lettering, numbering,---or---arrows-- (Section---12-801--of--the Illinois-Vehicle-Equipment Law)

Optional--Black-----areas around-----flashers-----are permitted:-----Must-----not interfere-with-"SCH005-BRG" lettering:
Exception:--Fenders-----on buses-manufactured-prior-to January-1976-may-be-painted black- (Section-12-801--of the-----Illinois-----Vehicle Equipment-Law)

Exception:--Hoods--may---be rustless-----black---or rustless-----school---bus yellow:

Does-not-meet-color requirements--paint-in poor-condition-(i-e-- faded, peeling-or-rusted):
Optional-black-area around-flashers interferes-with-required lettering:

Does-not-comply-with nonhitchable-projection requirements:
Entire-rear-and-bumper area-of-bus-must-be nonhitchable:
"Nonhitchable" is-defined

11)--PROTECTIONS

1)--Exterior

AGENCY

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS
SUBJECT
REBBER-VHICB-B-IP

required-----reflecting material may be obscured by a lamp mirror bracket or any other portion of the bus. No part of the required-----reflecting material may be more than 11.8 inches (300 mm) inboard of the outer edge of the nearest rub rail (12 inches on a bus with chassis manufactured in March 1977 or earlier). The reflector may be any shape (e.g. square, rectangle, circle, oval, etc.). A rigid-type reflex reflector may be any size if permanently marked either B07, SAB-A7 or SAB-594, otherwise it shall display at least seven square inches of reflecting material (about 3 inch diameter if a solid circle). A sheet-type (tape) reflex reflector may conform to the surface on which it is installed but its forward-projected reflecting area shall be at least eight square inches.

Missing or damaged reflective material not located or positioned as required.

One amber at or near the front and one red at or near the rear. Mounted at a height not less than 15 inches and not more than 60 inches above the surface of the road. On sides of buses 20 feet or more in length, one amber as near center as practicable must also be provided. Section 12-202 of the Illinois Vehicle Equipment Law. Minimum three inches in

PROCEEDURES/SPECIFICATIONS
SUBJECT
REBBER-VHICB-B-IP

Projections are not padded (e.g. external speakers). Book racks are present. Flush-mounted speakers are exempt from padding requirements. For buses purchased prior to September 1974, book racks do not meet requirements.

2) Belt-Gide

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS
SUBJECT
REBBER-VHICB-B-IP

as the rear of the bus being designed and maintained to prevent or discourage riding or grasping rear of bus so as to "hitchhike". Interior shall be free of all unnecessary projections. Remaining projections shall be padded to prevent injury. This includes inner lining of ceiling and walls. Installation of book racks is not permissible. Exception: All buses purchased prior to September 1974 may be equipped with book racks. However, if book racks are present, they shall be above side windows and shall not extend forward of the front seat or across or above the emergency door. Racks must be free of projections likely to cause injury.

Missing or damaged reflective material not located or positioned as required.

Two yellow rigid or sheet-type (tape) front reflex reflectors shall be attached securely and as far forward as practicable. (Section 12-202 of the Illinois Vehicle Equipment Law) They shall be located between 15 and 60 inches above the roadway at either fender, cowli or body and installed so as to mark the outer edge of the maximum width of the bus. No part of the

PROCEEDURES/SPECIFICATIONS
SUBJECT
REBBER-VHICB-B-IP

NOTE:

2) Interior

mm) - REBBER-VHICB-B-IP
1) Front

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCBURBS/SPECIFICATIONSREDBOT-VEHICLEB-IPSUBJECTPROCBURBS/SPECIFICATIONSREDBOT-VEHICLEB-IP

diameter:

3) --Right-Side
 One-amber-at-or-near-the
 front-and-one-red-at-or
 near-the-rear. Mounted
 at-a-height-not-less-than
 15-inches-and-not-more-than
 60-inches-above-the-surface
 of-the-road. On-sides-of
 buses-20-feet-or-more-in
 length, one-amber-as-near
 center-as-practicable-must
 also-be-provided. (Section
 12-202--Of-the--Illinois
 Vehicle--Equipment--Law)
 Minimum--three-inches--in
 diameter.

Missing-or-damaged
 reflective-material, not
 located-or-positioned-as
 required.

4) --Rear

Two-red-reflectors-on
 rear-body-within-12
 inches-of-lower-right-and
 lower-left-corners.
 (Section-12-202--Of-the--
 Illinois--Vehicle--Equipment
 Law)-Minimum-three-inches
 in-diameter.

Missing-or-damaged
 reflective-material, not
 located-or-positioned-as
 required.

nn) --RUB-RAILS

Where-shall-be-one-rub
 rail-located
 approximately-at-seat
 level-which-shall-extend
 from--the--rear--of--the
 service-entrance-completely
 around-the-bus-body-without
 interruption-except-at-a
 rear-emergency-door-or-a
 rear-compartment--to--a
 point-of-curvature-near-the
 front--of--the--body-on-the
 left-side.
 Where-shall-be-one-rub-rail
 on--each--side--located
 approximately-at-the-floor
 line-which-shall--extend
 over--the-same-longitudinal
 distance-as-the-rub-rail
 located-at-the-seat-level.

Rub-rails-are-not-firmly
 attached, incorrect
 color, incorrect-number
 of-rails-or-missing.

pp) --SBAT
 DRIVER'S

The-driver's-seat-shall
 be-rigidly-positioned-and
 shall-afford-vertical
 forward-and-backward
 adjustments--of--not-less
 than
 3-9-inches-(100-mm)-without
 the-use-of-a-tool--or
 non-attached-device--the

Not-securely-anchored-to
 floor--in-poor-condition,
 adjustment-mechanism-does
 not-function-properly.

Reject-if-dirty-frayed
 torn--cracked-or-broken
 or-if-retractor-or-buckle
 does-not-operate-properly.

Must-be-installed-on
 driver's-seat. (Section
 12-007-of-the-Illinois
 Vehicle-Equipment-Law)
 Belt-material-buckler
 tongue-etc.-shall-remain
 above-floor-when-not-in
 use. All--retractors
 installed--shall--be--an
 automatic-locking-type.
 Exception:--On-a-bus
 manufactured-in-August
 1974-or-earlier-a
 retractor-must-be
 installed,--however--the
 belt-etc.-need-not-remain
 above-floor-but-must-be
 excessively-dirty.

in-buses-manufactured
 prior-to-September-1974,
 seat-belt-is-excessively
 dirty.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

shortest--distance--between
the--steering wheel and the
back rest of the operator's
seat shall be no less than
11 inches (280 mm).
Seat--padding--and--covering
shall be in good condition,
free from holes and tears.
Seat--cushions--shall be
securely fastened to the
seat frame.

99)--SEAT
PASSENGER

Not firmly attached to
body, broken frame,
cushions not firmly
attached, padding and
covering not fire
resistant, padding or
covering is loose in
poor condition or
missing, seats are torn
or have holes, minimum
seat dimensions or seat
spacing are not in
compliance.

All seats shall have a
minimum front-to-rear
depth of 14 inches,
in determining seating
capacity of a bus,
shall be 13 inches where
3-3 three pupils on both
sides of aisle, seating
plan is used and 15
inches where 3-2 three
pupils on one side of
aisle and two pupils on
other side of aisle, plan
is used.
All seats shall be forward
facing--and--shall be
securely fastened to that
part or parts of the body
which support them. No
jump or portable seats are
allowed.
The forwardmost seat on the
right side of the bus shall
be located so as not to
interfere with the driver's
vision and not be farther
forward than the rear of
the driver's seat when
adjusted to its rearmost
position.
The center-to-center seat
spacing shall be no more
than 24 inches, measured at

SUBJECTPROCEEDURES/SPECIFICATIONS

cushion--height--the
distance--between--the
rearmost position of the
driver's seat and the front
face of the seat back of
the forwardmost seat on the
left side shall not be less
than 24 inches measured at
cushion height.
A minimum of 36 inches of
headroom for the sitting
position above the top of
the undepressed cushion
line of all seats shall be
provided. Measurement
shall be made vertically
not more than 7 inches from
the side wall at cushion
height and at the front and
rear center of cushion.
Seat backs of similar size
shall be of the same width
at the top and of the same
height from the floor and
shall slant at the same
angle with the floor.
Buses manufactured after
June 30, 1987, shall be
equipped with 20 inch seat
backs. (Section 12-007.1
of the Illinois Vehicle
Equipment Law)
Buses manufactured after
December 31, 1987, shall
have 20 inch guard
barriers.
All buses manufactured
during and after September
1974 shall be equipped with
energy absorbing padding on
all exposed top and side
rails. The side rails
shall be padded in such a
manner to retain the 12
inch aisle (15 inches at
two inches below top of
seat back) for buses

REJECT VEHICLE-IP

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREFLECT-VEHICLEB-IP

manufactured after June 30, 1987). On the rear of a seat back the padding shall extend from the top of the seat back to the top level of the seat cushion. Seat padding and covering shall be of fire resistant material. Padding and covering shall be in good condition (free from holes and tears). Seat cushions shall be securely fastened to the seat frame. Optional: the rearmost seats may be exempt from seat back padding requirement.

Exception: All buses manufactured prior to September 1974 are exempt from padding on top and side rails and seat back to cushion level. Buses purchased prior to September 1974 may be equipped with fiberglass seats. If so equipped, they must meet or exceed the following requirements:

1) Fiberglass seats must meet all foregoing provisions for seats except those

concerning construction of seat cushions and seat backs.

2) Fiberglass seats shall combine rigid construction of welded tubular steel with contoured matched die formed or hand sprayed molded plastic shell.

ILLINOIS REGISTER

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREFLECT-VEHICLEB-IP

Exposed steel shall be stainless steel or shall be finished with baked enamel.

3) Plastic shells shall consist of good commercial fire resistant color pigmented resin reinforced with glass fibers in such manner as to avoid resin rich sections. Shells shall be shaped to provide maximum comfort.

4) Both metal frames and plastic shells shall have rounded corners and be free from sharp edges.

5) SWBERING

SYSTEM

1) Exterior

A) King

Pins

Raise vehicle so as to unload kingpins (brakes should be applied to eliminate wheel bearing looseness). Either grasp wheel at top and bottom or use a bar for leverage. Attempt to rock wheel in and out.

Check movement at extreme top or bottom of tire. If movement exists, place a dial indicator tape measure or a fixed device at the wheel and measure amount of movement. Piece leverage bar under tire. Raise bar to check for vertical movement between spindle and support

Wheel bearing movement exceed 1/4 inch or kingpin movement exceeds.

Wheel size Max Allowed

16" or less 1/4"

16 1/2" to 18" 3/8"

over 18" 1/2"

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IPSUBJECTREJECT-VEHICLE-IPB)--Linkage

For-buses-with-single-axle
beam-or-tube-type-front
axle-hoist-bus-under-axle-
For-buses-with
twin-axle-beam-type-front
axles-or-with-A-frame
control-arms-each-axle
or-arm-must-be-hoisted
independently-so-as-to
load-the-bail-joints-
Grasp-front-and-rear-of
tire-and-attempt-to-shake
assembly-right-and-left-to
determine-linkage
looseness-Measure
movement-of-wheel
inspect-for-damage-to-or
looseness-in-the
following-linkage
components:

- 1)--Bail-joints
- 2)--Gutter-pins
- 3)--Drag-link
- 4)--Idler-arm
- 5)--Pitman-arm
- 6)--Steering-Box
- 7)--Tie-Rod
- 8)--Tie-Rod-Ends

C)--PowerSteering-Manually-and-visually

- inspect:
 - 1)--Belts
 - 2)--Cylinders
 - 3)--Fluid Level
 - 4)--Hoses
 - 5)--Mounting-Brackets
 - 6)--Power-Assist
 - 7)--Pump
- Steering-components-are:
- 1)--Booster-frayed
 - cracked-missing
 - incorrect-belts-
 - 2)--Booster-and/or-leaking
 - 3)--Bow-tie-level
 - 4)--Cracked-leaking
 - rubbed-by-moving
 - parts-
 - 5)--Cracked-loose-or
 - broken-
 - 6)--No-assist-is-evident-
 - 7)--Booster-leaking-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IPSUBJECTB)--Toe-in/Toe-Out

With-wheels-held-in-a
straight-ahead-position
drive-vehicle-slowly-over
the-approved-drive-on
side-slip-indicator.

Excessive-toe-in-or-toe-out
is-a-general-indication
that-a-complete-check-should
be-made-of-all-front-wheel
alignment-factors-caster
camber-steering-axis
inclination.

B)--WheelBearings

With-the-front-end-of-the

vehicle-lifted-so-as-to
load-any-bail-joints
grasp-the-front-tire-top
and-bottom-rock-it-in-and
out-Record-movement-
verify-that-any-looseness
detected-is-in-the-wheel
bearing-notice-the
relative-movement-between
the-brake-drum-or-disc-and
the-backing-plate-or-splash
shield.

Wheel-bearing-play-can-be
eliminated-by-applying
service-brakes.

AGENCY-NOTE:

Relative-movement-between
drum-and-backing-plate
measured-at-tire-is-1/4
inch-or-more.

2)--InteriorA)--Column

Inspect-to-determine-that
column-support-bracket-is
properly-tightened-and
all-bolts-are-present.

B)--Dash

With-road-wheels-in
straight-ahead-position
turn-steering-wheel-until
a-turning-movement-can-be
observed-at-the-left-road
wheel-Stowly-reverse
steering-wheel-motion-and
measure-fash.

Column-support-bracket-is
not-properly-tightened-or
bolts-are-missing.

fash-exceeds-following
acceptable-limits.

Steering-Acceptable
wheel-fash-inches
maximum-measured-at
diameter-maximum
finches) circumference
16-or-less-----2

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Subs

PROCEDURES/SPECIFICATIONS

RBdBBCT-VBHTcBb-TP

70-----2-1/4
20-----2-1/2
22-----2-3/4

Steering-shaft-moves-up
and-down-

steering-wheel-is
damaged--any-spokes-are
missing--or--reinforcement
ring-is-exposed.

Binding-or-jamming-is
present.--Does-not
complete-full-turn-from
left-to-right.--Wire-tubs
on-fender-or-frame-during
turn.

Steps of steps are not
solid - Steps of
nonkid material covering
is missing - loose or not
in good condition -

turn-steering-wheel
through-a-full-right-and
left-turn-checking-for
binding-jamming-and
complete-travel-left-and
right-

Steps shall be endored and shall not protrude beyond side-body line. Surface shall be of non-skid material with 1/2 to 3/4 inch white nosing as part of the non-skid material. Rise of upper step not more than 15 inches in height. When more than two steps are used, rises must be approximately of equal height, except where foot is plywood over steel (increase by thickness of plywood).

Step-arm-panel-is-in-poor
condition-(i.e.,-faded,
peeling,-or-rusted),
lights-do-not-operate
properly-(if-installed),-
not-securely-attached-

A stop-arm panel must be installed on the left side of the bus and may be operated either manually or mechanically. The arm shall be a

By--Steering
Wheel

7-10-1947

set--steps-
entrancettt--STOP-ARM
PANEL

SUBJECT

PROCEDURES/SPECIFICATIONS

РРРРРР-УУУУУУ-ТТТТТТ

hexagon-shaped semaphore
approximately 18 inches
wide and 18 inches long and
of 16-gauge metal. The
stop-arm signal shall have
the "STOP" painted on both
sides in white letters at
least six inches high with
a brush-stroke
approximately 7/8 inches
wide. The word "STOP"u
shall be painted on a panel
with a red background of
approximately 8 inches by
16 inches. Remaining area
of stop-arm blade is to be
painted white with a band
of white borders at least
1/2 inch wide painted front
and rear on both sides as
contrast. White portion of
stop-arm signal shall be
reflectorized or shall have
double-faced lamps with red
lens approximately four
inches in diameter located
in the top and bottommost
position of the blade.
These lamps shall light and
flash when stop arm is
extended and likewise turn
off and stop flashing when
arm is closed. Beams may
be used in lieu of
painting.
(Section 12-00) of the
Illinois Vehicle Equipment
Law. (See illustration-A
for example.)

uu+-STORAGE
COMPARTMENT
optional

[illegible]

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT PROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IP

minor-emergency-repairs:

interior-adjustable
transparent-not-less
than-6-inches-by-30-inches
installed-above-windshield-
Must-not-interfere-with
view-of-interior-rear-view
mirror-
Exemption:--Buses-purchased
prior-to--August--1967-are
exempt--from--having--a
transparent-sun-shield-

Does-not-meet
requirements-WV)--SUN-VISOR

1)--shocks

Bus-shall-be-equipped
with-front-and-rear
double-acting-shock
absorbers-compatible-with
manufacturer's-rated-axle
capacity-

Severe-leakage-(not
sight-dampness)-occurs-
Mounting-boits-or-mounts
are-broken-or-loose-or
rubber-bushing-is
partially-or-completely
missing-

With-vehicle-on-a-hoist-or
jacked-up-visibility-inspect
shock-----absorbers-----for
excessive-----leakage
looseness-----of-----mounting
brackets-and-boits-
Physically-grab-upper-and
lower-----portion-----of-----shock
inspecting-for-looseness-in
rubber-bushing-----mounting
brackets-or-boits-

2)--Springs

A)--Coil

Visually-inspect:--

1)--spring
2)--control-arms
3)--torque-arms-(rear)

Coil-is-missing
disconnected-broken
loose-bushings-welded-or
damaged-

B)--Leaf

With-use-of-a-pry-bar-and
using-frame-as-a-pivot
attempt-to-pry-front-and
rear-spring-attachments
and-check-for-movement-
Front-of-vehicle-must-be
jacked-up-on-chassis-for

Springs-are-broken-
Shackles-or-ayn-boits
worn-or-loose--Center
bolt-in-springs-sheared
or-broken--Steering
stops-allow-tire-to-rub
on-frame-or-metal--Any

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECT PROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IP

checking-front
suspension:--Visually
inspect--
1)--Springs
2)--Shackles
3)--Hangers
4)--B-boits
5)--Center-boits
6)--Bushings-or-pivot

leaves-are-cracked-or
missing--Any-shackle
shackle-pins-hanger-or
ayn-boits-are-worn
loose-or-missing-

E)--Gorston

Bar

{Stabilizer

Bar)

Visually-inspect:

1)--Gorston-bar
2)--Mounting-brackets
3)--Control-arms
4)--Torque-arms-(if
applicable--rear)
5)--Stabilizer-bars-(if
applicable)

Missing-disconnected,
broken-loose-welded
damaged-

xx)--GOW-HOOKS

{optional

1)--Front

A-front-tow-hook-must-not
extend-beyond-the-front
of-the-front-bumper-
Each--front--tow--hook--not
fastened--securely--to--the
chassis--frame--shall-be
connected-to-the-frame--by
suitable-braces-

Tow-hook(s)-extend-beyond
bumper-not-securely
attached-

2)--Rear

Any-tow-hook(s)-installed
on-the-rear-shall-be
attached-or-braced-to-the
chassis--frame--or--to--an
equivalent-----structural
member-Of-an-integral-type
bus--A--tow-hook-must-not
extend-beyond-the-rear-face
of-the-rear-bumper-

Tow-hook(s)-extend-beyond
bumper-not-securely
attached-

yy)--UNDERCOATING

Fire-resistant

undercoating-material

Does-not-meet
requirements-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

REJECT VEHICLE-IPPROCEEDURES/SPECIFICATIONS

applied-to-entire-underside
of--body--front--fenders,
wheel-wells--floor-members,
and-side-panels-below-floor
level--Non-metallic-parts
need-not-be-coated.

22)--VENTILATION

Body-must-be-equipped
with-ventilating-system
capable-of-supplying
proper-quantity--of--air
under-operating-conditions.

22)--WARNING
DEVICES

*Bikes-three-red-cloth
flags-not-less-than-12
inches-square-and-three
red-reflectors-minimum-of-3
inches-in-diameter-or-three
bidirectional--emergency
triangles--that-conform-to
49-FCR-571.125 (Section
12-702-Of--the--Illinois
Vehicle-Equipment-Law)-Kit
shall-be-securely-stored.*

Required-warning-devices
are-not-present-or-are-in
poor-condition.

22)--WHIBBLES

1)--HousingsFull-open-type-attached
to-floor-sheet-to-prevent
water-fumes-or-dust
entering-the-body.
Inside-height-should-not
exceed--10--inches--above
floor
liner--Housings-shall-allow
for-unimpeded-wheel--and
tire-service--or-removal.
Housing--shall--provide
clearance--for-installation
and-use-of-tire-chains--on
the-dual-or-single-tires
installed--on--the--rear
wheels.
Inspect-tire-and-road
wheel-assemblies.

A-tire-or-wheel-is
rubbing-against-any
portion-of-the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREJECT VEHICLE-IP2)--Rim

inspect-all-wheel-and-rim
bolts-nuts-studs-lugs,
locking-rings-etc--Each
cover-cap-or-decorative
ring-that-obscures-any-of
these-items-must-be
removed--prior--to--the
inspection.
inspect-for-visible-wheel
damage.

suspension--chassis--or
body.

Any-wheel-or-rim-securing
device-such-as-a-nut,
bolt-stud-lug-ring-or
other-type-securing
device-is-loose-missing
or-cracked.

Wheel-located-hole(s)
are-elongated-over-sized,
or--"wallowed-out"--Any
part-of-a-wheel-or-rim-is
cracked--repaired--by
welding--or--re-welding--or
damaged--so-as-to--cause
unsafe--operation--of--the
vehicle.

3)--Tires

A-regrooved-retreaded,
or-recapped-tire-shall
not-be-on-the-front
steering-axle.
A-tire-with-restricted
use-marking-is
prohibited--(e.g.--"NHS"
or--"USA"--following--size
marking)--"Off--Highway"
"Farm-Use," "Racing-Only,"
etc.)
Inspect-for-tread--wear.
Check-for--the-presence-of
tread-wear-indicators.
1)--Tires-with-tread-wear
indicators.

Regrooved-retreaded-or
recapped-tire-is-located
on-front-steering-axle.
Restricted-marking-is
present.

Tread-wear-indicators
contact-road-in-any-two
adjacent-grooves-at-three
equally-spaced-intervals
around-the-circumference-of
the-tire.

On-steering-axle-tread
groove-depth-is-less-than
4/32-inch-(drive-axle-is
2/32-inch)-in-any-two
adjacent-grooves-at-three
essentially-equally

2)--Tires-without-tread
wear-indicators--Use
tread-depth-gauge--Do
not-measure-on-a
tie-bar-groove-hump
fillet-or-tread-wear

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

REBER-VEHICLE-IP

SUBJECT

PROCEEDURES/SPECIFICATIONS

REBER-VEHICLE-IP

indicator:

3)-Tires-without-tread wear-indicators-and with noncircumferential grooves-or-"spaces," between-the-tread elements-(as-in-snow muddy-tug-knobs-or traction-treads):

spaced-intervals-around the-circumference-of-the-tire. On-steering-axle-tread groove-depth-is-less-than 4/32-inch-(drive-axle-is 2/32-inch)-when-measured in-a-major-groove-at-a point-half-way-between the-center-of-the-tire and-the-outside-of-the tread-at-three-essentially equally-spaced-intervals around the-circumference-of-the-tire. The-lateral-width-of-any bald-area-(measured across-the-tire-between bordering-grooves)-is-1/4 or-more-of-the-tread width-(measured-across-the tire-between-the-outer edges of-the-outermost-tread elements):

4)-Tires-with-treads-that are-baldy-partially baldy-cupped-dished or-unevenly-worn:

"Bald"-means-without-a groove. inspect-for-visible cord-damage-and exposure-of-ply cords-in-sidewalls and-treads-including being-material-cords-

inspect-for-evidence-of tread-or-sidewall separation:

inspect-for-regrooved-or recut-treads:

AGENCY-NOTE:--

not-----have-----the-----word "RRRRRRVABBB" molded-on or-into-both-sides-of-the tire:

49--CPR--369---require-tires marked-"RRRRRRVABBB" to-have-sufficient-tread rubber-that,-after regrooving,-cord-material below-the-grooves-shall have-a-protective-covering of-tread-material-at-least 3/32-inch-thick. inspect-tires-for-legible markings-showing-size designation-and-carcase construction:

AGENCY-NOTE:--

"R" in-size-designation shows-radial-construction. More-piles--at--tread--than sidewall--shows-----beited construction.---Same-number of--plies--at--tread--and sidewall--without-a-beited or-radial-indication, shows plain-bias-construction. Tires-on-same-axle-must be-of-same-construction. inspect-tires-for-size designation-and-for matched-construction:

AGENCY-NOTE:--

"construction"---refers--to bias,---bias---beited,---or radial arrangement-of-ply-cords-in the-tire-carcase. inspect-each-single-dual tire-assembly. A-mixture-of-regular-and mud-and-snow-treads-must

AGENCY-NOTE:--

wires-on-the-same-axle are-not-of-same construction. A-tire-exceeds-the diameter-(not-width)-of its-mate-by-1/2-inch-(1/4 inch-radius)-or-more--or one-tire-touches-its-mate-

Does-not-meet-requirements:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEDURES/SPECIFICATIONSREVIEW-VEHICLE-IP

be-same-on-both-sides-of-
 axle.
 When-----radial-----and
 conventional
 tires-are-both-used-on-a
 vehicle-----one-of-----the
 following-two--requirements
 shall-be-met--

- 1)--On-vehicles-with-one
 single-wheel-axle-and
 one-or-more-dual
 wheel-axes,
 radial-tires-shall
 be-used-on-the
 steering-tire-
 front-axle-only-
 2)--On-vehicles-having-two
 single-wheel
 axes-
 radial
 tires-shall-be-used
 on-the-rear-axle-only-
 A-tube-built-only-for
 bias-tire-shall-not-be
 installed-in-a-radial
 tire-
 Red-color-shall
 not
 be-added-to-stem-of
 a-bias
 tube-
 (Valve-stem
 of-tube
 for-radial-tire-is
 either
 marked-"radial"
 or-has-red-ring
 or-is-painted-red-)-
 A
 radial-tube-and-flap
 may-be
 used-in-a-bias-tire-
 Inspect-valve-stems-
 A-valve-stem-leak-is
 cracked-is-either-damaged
 or-positioned-so-as
 to-hamper-pressure
 checking-or-inflation-
 shows-evidence-of
 wear-because-of
 misalignment-

Does-not-meet-requirements-

A-valve-stem-leak-is
 cracked-is-either-damaged
 or-positioned-so-as
 to-hamper-pressure
 checking-or-inflation-
 shows-evidence-of
 wear-because-of
 misalignment-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEDURES/SPECIFICATIONSSUBJECTREVIEW-VEHICLE-IP

All-applicable-provisions
 of-49-CPR-571-205-apply
 to-the-optional-laminated
 safety-glass-and-also-to
 any-plastic-material(s)
 used-in-a-multiple-glazed
 unit.

Glazing--shall-be-marked-as
 follows-pursuant-to-49-CPR
 571-205:

- 1)--Windshield---AS-1-Glass
- 2)--Driver's Window---AS-1
 Glass-or S-2-Glass
- 3)--Driver's Door---AS-1
 Glass-or AS-2-Glass-
- 4)--All-other-locations---
 AS-1-Glass-AS-2
 Glass-or-AS-3-Glass-

1)--Emergency
 (Also-see
 EMERGENCY
 EXITS)

The-following-provisions
 have-been-established-in
 accordance-with-49-CPR
 571-217:

If-the-bus-is-not
 equipped-with-a-tear
 emergency-door-a-tear
 emergency-window-shall-be
 provided-The-window
 shall-be-16-inches-in
 height-and-as-wide-as
 practicable-it-shall-open
 from-the-inside-and-the
 outside-and-be-top-hinged-
 it-shall-be-devised-and
 operated-to-insure-against
 accidental-closing-in-an
 emergency-inside-handle
 shall-provide-for-quick
 release-itside-handle
 shall-be-non-attachable-and
 nonhitchable-When-not
 fully-latched-window-shall
 actuate-signif-audible-to

Operating-mechanisms-do
 not-function-properly-
 Alarm-signal-does-not
 function-properly-Glass
 is-cracked-or-broken-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

<u>SUBJECT</u>	<u>PROCEEDURES/SPECIFICATIONS</u>	<u>RUBBER-VEHICLE-IP</u>
2)--Rear	<p>driver---No---cutoff-switch allowed;</p> <p>Glassed panels; or</p> <p>Windows---except rear emergency window---shall be of fixed type and installed in the rear of the bus so the seated driver has a reflected view through the rear of the bus as wide and as high as practicable;---Such view shall be as low as allowed by the backs of the rear seats;---When the aisle extends to a rear emergency door---an additional tower window---panel---shall be installed so the driver has an additional view through width of the required aisle and as low and high as practicable;---Any authorized---or---required signs; letters or numerals displayed on the window in the rear of the bus shall be located at least 44 inches above floor line.</p> <p>Each side window shall provide unobstructed emergency opening at least 9 inches high and 22 inches wide; obtained either by lowering window or by use of knock-out type split sash;---A "stop" line is required six inches from top of window---on all windows;---Safety glass with exposed edges---shall be banded.</p> <p>Window latches must be in proper working order.</p>	<p>Visibility through rear windows is obstructed; bettering is not at least 44 inches above floor level;---Glass is cracked or broken.</p>
3)--Side	<p>Does not meet emergency opening requirements; Window does not open easily;---Glass is cracked or broken;---Stop lines are missing.</p>	<p>Does not meet emergency opening requirements; Window does not open easily;---Glass is cracked or broken;---Stop lines are missing.</p> <p>Latches do not operate properly.</p>

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

<u>SUBJECT</u>	<u>PROCEEDURES/SPECIFICATIONS</u>	<u>RUBBER-VEHICLE-IP</u>
4)--Windshield	<p>Shall be installed between front corner posts and designed not to obstruct driver's view; (Section 12-501 of the Illinois Vehicle Equipment Law)---Windshield shall be slanted to reduce glare; tinted safety glass shall only be allowed six inches below top of windshield.</p> <p>Windshield washer shall effectively clean entire area covered by both wipers.</p> <p>Exception: All-----buses purchased-----prior-----to September 1974 are exempt; However, if bus is so equipped, washer must be in good operating condition.</p>	<p>Windshield is not firmly seated or attached; Glass is broken, cracked, or discolored (not including allowed tint);</p> <p>Washer does not effectively clean entire area or does not operate properly.</p>
ddd)--WINDSHIELD WASHER	<p>Two automatic variable speed wipers with nonglare arms and blades;---Need not be individually powered.</p>	<p>Wiper does not cover entire cleaning area; Blades are damaged, torn, hardened or rubber wiping element has broken down;---Wiper fails to park properly when shut off.</p>
eee)--WINDSHIELD WIPER	<p>(Source: Repealed at 18 Ill. Reg. _____, effective _____)</p>	

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Section 451.APPENDIX B Inspection Procedures/Specifications for Type II School Buses (Repealed)

SUBJECTPROCEEDURES/SPECIFICATIONS

a)---AIR-CLEANER Same-as-Section-451-Appendix-A(1)-

b)---AISLES Unobstructed-minimum-clearance-leading-from-service door-to-emergency-door-or-back-of-bus-must-be-at-least-12 inches-wide---Floor-to-ceiling-height-must-be-a-minimum-of 50-9-inches-at-any-location-within-the-aisle.
 Reject-procedures-same-as-in-Section-451-Appendix-A(b)-

c)---ALTERNATOR (GENERATOR)

The-generator-or-alternator-with-rectifier-shall-have-a minimum-capacity-rating-of-55-amperes-and-shall-be-capable of-meeting-all-electrical-requirements.
 Reject-procedures-same-as-in-Section-451-Appendix-A(c)-

d)---AXLES

Meets-federal-chassis-requirements-as-indicated-on-federal certification-label---49-CFR-568-Wheel-base-shall-not-be less-than-123-inches.
 Reject-procedures-same-as-in-Section-451-Appendix-A(d)-

e)---BARRIER GUARD

Shall-be-either-the-following-Type-A-or-B-

Type-A---Constructed-and-thickly-padded-to-give-head-and knee-impact-protection---Installed-at-the-rear-of-service entrance-at-least-23-inches-ahead-of-seat-back-and-no-more than-one-inch-from-right-hand-wall-bottom-shall-be-no-more than-two-inches-above-floor---Guard-barrier-shall-match width-and-above-floor-height---Of-the-seat-back---On right-front-forward-facing-seat---provided---however---the barrier's-width-shall-be-reduced-as-necessary-to-maintain-a 12-inches-wide-service-entrance-way-and-aisle---Except-for a-grab-handley-the-guard-barrier-shall-not-extend-more-than one-inch-ahead-of-the-rear-of-service-door-opening-not-more than-1-inch-into-the-space-above-any-service-step---No portion-of-the-barrier-shall-present-a-"snagging"-sharp tripping-or-other-hostile-surface-to-a-person-moving through-aisle-or-service-entrance-way.
 Type-B---Stanchion-post-shall-be-installed-to-the-rear-and left-of-the-service-entrance-step-well-from-floor-to ceiling-with-guard-rail-attached-approximately-30-inches above-the-floor---A-step-well-guard-panel---installed-from stanchion-to-right-hand-wall-and-from-guard-rail-to-within two-inches-of-floor---Clearance-between-step-well-and-first seat-should-be-at-least-24-inches-measured-from-panel-to

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

front-face-of-seat-back-at-cushion-height---All-stanchion and-guard-rails-shall-be-padded---padding-on-the-stanchions shall-extend-to-within-3-inches-of-ceiling-and-floor---On guard-rail-it-shall-extend-from-wall-to-stanchion---49-CFR 568-

Exception---All-buses-manufactured-prior-to-September-17 1977-require-Type-A-or-B---Buses-manufactured-from September-17-1974-to-March-31-1977-require-Type-A-
 Exception---Buses-manufactured-after-April-17-1977-are-not required-to-have-guard-barriers
 Reject-procedures-same-as-in-Section-451-Appendix-A(e)-

f)---BATTERY-OR BATTERIES

Battery-may-be-mounted-either-in-engine-compartment-or-on outside-of-passenger/driver-areas---Battery-shall-be-a nominal-12-volt-type---It-shall-be-of-sufficient-capacity to-supply-all-electrical-requirements-but-shall-be-rated not-less-than-either-70-amperes-hours-at-the-20-hour discharge-rate-or-105-minutes-at-the-25-ampere-discharge rate.

Reject-procedures-same-as-in-Section-451-Appendix-A(f)-

g)---BATTERY CABBBS

Same-as-Section-451-Appendix-A(g)-

h)---BATTERY CARRIER

Same-as-Section-451-Appendix-A(h)-

i)---BRAKES

Same-as-Section-451-Appendix-A(i)-

1)---Backing

Same-as-Section-451-Appendix-A(1)(1)-

2)---Brakes

Same-as-Section-451-Appendix-A(1)(2)-

3)---Emergency

Same-as-Section-451-Appendix-A(1)(3)-

4)---Emergency

Same-as-Section-451-Appendix-A(1)(4)-

5)---Pedal

Same-as-Section-451-Appendix-A(1)(5)-

6)---Power

Same-as-Section-451-Appendix-A(1)(6)-

7)---Service

Same-as-Section-451-Appendix-A(1)(7)-

8)---Brakes

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBBBER

Power-assisted-brakes-are-required--49-CPR-571-105

Manufacturer's-standard-for-vehicle-or-an-equivalent-bumper-which-meets-or-exceeds-manufacturer's-standards--Black-color-is-not-required.
Reject-procedures-same-as-in-Section-451-Appendix-A(f)-

Manufacturer's-standard-for-vehicle-and-so-attached-or-shielded-between-body-and-bumper-as-to-prevent-hitching-rides-or-tows--Black-color-is-not-required.
Exception--A--bus-manufactured-in-October-1978-or-earlier-is-exempt-from-having-a-non-hitchable-bumper.
Reject-procedures-same-as-in-Section-451-Appendix-A(k)-

1)-CERTIFICATE-AND-REGISTRATION-CARD-HOLDER

Not-required-for-type-ii-

m)-CERTIFICATION-LABELS

Inspect-federal-label-with-a-chassis-(incomplete-vehicle)-manufactured-after-November-107-1978.
Inspection-procedures-are-same-as-in-Section-451-Appendix-A(m)(2)-for-federal-label-

type-ii-buses-are-exempt-from-State-certification-labels-

2)-State

n)-BROSTERS

Defrosting-equipment-shall-keep-the-windshield-and-the-window-to-the-left-of-the-operator-and-the-glass-in-the-service-door-clear-of-fog-frost-and-snow-using-heat-from heaters-and-circulation-from-fans--Must-conform-to-federal standard--49-CPR-571-103--(Auxiliary-fans-are-not-considered-to-be-a-defrosting-and-defogging-system)-
Reject-procedures-same-as-in-Section-451-Appendix-A(n)-

o)-DRIVE-SHAFT-GEAR

Same-as-Section-451-Appendix-A(o)-

p)-BROSTERS-SYSTEM

Circuits-arranged-to-manufacturer's-specifications-are-acceptable--An-additional-circuit-shall-be-added-for-the-alternate-flashing-signal-lamps-and-the-stop-signal-lamps.
Circuits-may-be-added-as-necessary.
Reject-procedures-same-as-in-Section-451-Appendix-A(p)(1)-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBBBER

Power-assisted-brakes-are-required--49-CPR-571-105

Manufacturer's-standard-for-vehicle-or-an-equivalent-bumper-which-meets-or-exceeds-manufacturer's-standards--Black-color-is-not-required.
Reject-procedures-same-as-in-Section-451-Appendix-A(f)-

Manufacturer's-standard-for-vehicle-and-so-attached-or-shielded-between-body-and-bumper-as-to-prevent-hitching-rides-or-tows--Black-color-is-not-required.
Exception--A--bus-manufactured-in-October-1978-or-earlier-is-exempt-from-having-a-non-hitchable-bumper.
Reject-procedures-same-as-in-Section-451-Appendix-A(k)-

1)-CERTIFICATE-AND-REGISTRATION-CARD-HOLDER

Not-required-for-type-ii-

m)-CERTIFICATION-LABELS

Inspect-federal-label-with-a-chassis-(incomplete-vehicle)-manufactured-after-November-107-1978.
Inspection-procedures-are-same-as-in-Section-451-Appendix-A(m)(2)-for-federal-label-

type-ii-buses-are-exempt-from-State-certification-labels-

2)-State

n)-BROSTERS

Defrosting-equipment-shall-keep-the-windshield-and-the-window-to-the-left-of-the-operator-and-the-glass-in-the-service-door-clear-of-fog-frost-and-snow-using-heat-from heaters-and-circulation-from-fans--Must-conform-to-federal standard--49-CPR-571-103--(Auxiliary-fans-are-not-considered-to-be-a-defrosting-and-defogging-system)-
Reject-procedures-same-as-in-Section-451-Appendix-A(n)-

o)-DRIVE-SHAFT-GEAR

Same-as-Section-451-Appendix-A(o)-

p)-BROSTERS-SYSTEM

Circuits-arranged-to-manufacturer's-specifications-are-acceptable--An-additional-circuit-shall-be-added-for-the-alternate-flashing-signal-lamps-and-the-stop-signal-lamps.
Circuits-may-be-added-as-necessary.
Reject-procedures-same-as-in-Section-451-Appendix-A(p)(1)-

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBBBER

Same-as-Section-451-Appendix-A(p)(2)-

2)-Puses

Same-as-Section-451-Appendix-A(p)(3)-

3)-Switches

Same-as-Section-451-Appendix-A(p)(4)-

4)-Wiring

g)-EMERGENCY-EXITS

Same-as-Section-451-Appendix-A(q)(1)-

1)-Left-Side

2)-Rear

Shall-open-outward-with-a-120-degree-minimum-swing-Upper-portion-of-each-door-shall-contain-fixed-safety-glazing--Shall-be-equipped-with-an-alarm--Shall-be-equipped-with-fastening-device-which-can-be-quickly released-from-inside-and-outside-the-body--The outside fastening-device-must-be-non-hitchable--Shall-be-protected against-accidental-operation-and-must-be-easily-accessible from-the-inside--Must-be-operated-only-by-moving-handle-as shown-by-arrow-and-without-use-of-remote-control-power device-key-tool-or-any-attached-or-unattached-object other-than-the-release-handle--49-CPR-571-217.
Exception--On-a-bus-manufactured-in-August-1974-or earlier-the-emergency-exit-shall-be-in-the-center-of-the rear-end-exempt-from-120-degree-swing-and-may-open-either vertically-or-horizontally.
Reject-procedures-same-as-in-Section-451-Appendix-A(q)(2)-

3)-Emergency

Window

4)-Alarms

and

locks

Same-as-Section-451-Appendix-A(q)(3)-

Audible-and-visible-alarms-shall-alert-driver-when the-engine-is-running-and-any-emergency-door-either: 1)-is-not-fully-latched-or 2)-is-locked-and-not-readily-operated-manually.

Also-the-engine-starting-system-shall-not-operate-while any-emergency-door-is-locked-by-any-means-that-prevents ready-manual-operation-without-using-a-tool-key-or combination.

An-alarm-cut-off-or-squelch-control-is-prohibited. On-a-van-conversion-any-rear-cargo-door-inside-lock-of the-type-installed-by-the-chassis-manufacturer-such-as commonly-used-in-cars--push/pull-type-shall-be-made inoperable--the-mechanism-cannot-through-jarring vibration-etc--cause-the-door-to-become-locked-and-be

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

inoperable from the inside or outside.
 Exception:--On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, the engine starting system may operate while the emergency door is locked. The "Not-Stop engine" requirement applies to every bus.
 Exception:--On a bus manufactured in August 1974 or earlier, the "Not-Pully batched" alarm is optional. The "Door-locked" alarm is required on each bus with a lockable emergency door.
 Reject procedures same as in Section 45i:Appendix A(g)(4).

r)--ENTRANCE

BOOR

1)--Physical Requirements

Door shall be located to right of operator and operated by an over-center control. Upper portions of door shall be safety glass or equivalent. Exposed edges must be banded.
 Each door on the right side of the vehicle hinged or sliding, except the service door shall be made permanently inoperable by means other than the rub tail on the outside of the body.
 Reject procedures same as in Section 45i:Appendix A(r)(1).

2)--Locks and Alarms

A service door lock is not required but if any type of service door locking system is installed on the bus, the system shall conform to one of the following:

- 1)--The locking system shall not be capable of preventing the seated driver from easily and quickly opening the service door.
- 2)--The locking system shall include an audiovisual alarm. The alarm shall emit sound and light (for other visual indication) that demand attention and will alert the seated driver when the engine is running and the service door is locked. An alarm disconnect, "squitch control" or other alarm defeating or weakening device shall not be installed.

Exception:--On a bus manufactured in October 1978 or earlier, option #1 above is exempt from driver being seated. That is, the driver may move from driver's seat to interior of service entrance to release the door.
 Reject procedures same as in Section 45i:Appendix A(r)(2).

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

s)--EXHAUST SYSTEM Exhaust pipe, muffler and tail pipe shall meet manufacturer's standards and shall be outside the bus body and attached to chassis. Tail pipe shall not extend beyond rear bumper. Size of tail pipe shall not be reduced after it leaves muffler. The tail pipe shall exit the exhaust gases either to the right or left side behind the rear wheel well or at the rear bumper. Exhaust system shall be insulated by metal shield when it is 12 inches or less from fuel tank or tank connections. No part of exhaust system shall pass within 12 inches of any flexible brake line or hose unless shielded.
 Reject procedures same as Section 45i:Appendix A(s).

t)--PENNERS Same as Section 45i:Appendix A(t).

u)--PILBERY-GHB Same as Section 45i:Appendix A(u).

v)--PIRB EXTINGUISHER Same as Section 45i:Appendix A(v).

w)--FIRST-AID KIT Same as Section 45i:Appendix A(w) with following exception:

Type--It--First--Aid--Kits are required to have one package when two packages are required in Type I kits.

x)--FLOOR AND COVERINGS

A plywood of 5/8 inches exterior BB grade or equivalent material shall be applied over the existing steel floor and securely fastened. Covering in underseat area shall be of fire resistant floor covering of type commonly used in passenger transportation equipment and shall have a minimum thickness of .125 inches. The floor covering in the aisle shall be nonskid, wear resistant, fire resistant and rib type. The aisle floor covering shall have a minimum thickness of .140 inches.

All floor coverings must be permanently bonded to the floor and must not crack when subjected to sudden changes in temperature. Bonding or adhesive material shall be waterproof. All seams must be sealed with waterproof sealer. All openings in floorboard or fire wall between chassis and passenger carrying compartment must be solid and sealed.

Boots and seals around shift levers and emergency brakes must be secure and solidly attached.
 Reject procedures same as in Section 45i:Appendix A(x).

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCBURBS/SPECIFICATIONS

SUBJECT

y)--FRAM--AND
BOB
z)--PUBB--STORAB
AND--BBIBVBY
SYSTEM
1)--Fuel-Filler
Cap
2)--Fuel
Lines
3)--Fuel
Filter
Tube
4)--Fuel
Pump
5)--Fuel
Tanks
Minimum-capacity-of-24-gallons, mounted, filled, and-vented
entirely---outside---body---Must---meet---manufacturers
specifications-49-CFR-571.301.
Reject-procedures-same-as-in-Section-45i-Appendix-A(z)(5).
6)--Fuel
Tank
Mount(s)
Same-as-Section-45i-Appendix-A(z)(6).
7)--Fuel-Tank
Straps
Same-as-Section-45i-Appendix-A(z)(7).
8)--Propane
Relief
Valve/Piping
Same-as-Section-45i-Appendix-A(z)(8).
9)--GRAB
HAMBERS
1)--Exterior
Not-required.
2)--Interior
Shall-be-of-stainless- clad-steel- installed-inside
doorway- solidly- attached-on-left- side,--and--as--long--as
practicable.
Reject-procedures-same-as-in-Section-45i-Appendix-A(z)(2).

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCBURBS/SPECIFICATIONS

SUBJECT

bb)--HEADERS
Must-be-capable-of-maintaining-inside-temperature-of
50-degrees---the-heater-hoses-shall-be-adequately-supported
to-guard-against-excessive-wear-due-to-vibration-and-shall
not-interfere-with-or-restrict-the-operation-of-any-engine
function---Any-hose-in-the-passenger-compartment-shall-be
adequately-protected-to-prevent-injury-from-burns--in-the
event--of--rupture---primary-heater-shall-be-a-high-output
fresh-air-type.
The-secondary--heater--may--be--a--recirculating--type--and
located-so-as-not-to-interfere-with-aisle-space.
Reject-procedures-same-as-in-Section-45i-Appendix-A(bb).
cc)--HGBB
Same-as-Section-45i-Appendix-A(cc).
dd)--HORN
Bus-electric-horns-shall-be-provided-giving-an
audible--warning--at--a--distance--of--200-feet-and-shall-be
conveniently--controlled--from--the--operator's--seated
position.
Reject-procedures-same-as-in-Section-45i-Appendix-A(dd).
ee)--INSTRUMENTS
AND-INSTRUMENT
PANELS
Same-as-Section-45i-Appendix-A(ee).
ff)--INSULATION
Same-as-Section-45i-Appendix-A(ff).
gg)--BUTTERING
1)--Exterior
Same-as-Section-45i-Appendix-A(gg)(1).
A)--Front
Same-as-Section-45i-Appendix-A(gg)(1)(A)-with
following-exception:
Exception---All-buses-purchased-prior-to-September-1974
may-have-roof-mounted-"SEH005-BUS"-sign-with-flashing-red
lights.
B)--Left
Same-as-Section-45i-Appendix-A(gg)(1)(B).
C)--Rear
Same-as-Section-45i-Appendix-A(gg)(1)(C)-with
following-exception:
in-case-of-"push" or-"pull"-type-of-release-mechanism-where
the-direction-of-movement-to-open-emergency-exit-cannot--be
shown-by--one--arrow--either-three-or-four-straight-arrows
shall-be-placed-equally-spaced-as-practicable-around-the
object--to-be-pushed-or-pulled-with-the-head-of-each-arrow

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECT

adjacent-to-and-pointing-directly-at-that-object;---Each arrow-shall-be-the-same-color-and-when-practicable-the same-size-as-thought-it-were-a-single-arrow;---in-addition the-pertinent-word-"PUSH"-or-"PULL"-shall-be-displayed-near that-object.
 ABNEW;---NOTE;---if-adequate-space-is-not-available-in required-positions-for-emergency-door-lettering,-lettering may-be-immediately-below-window-level.

- B)--Right Owner's-name-and-number-of-school-district-must-be at-least-four-inches-high,-approximately-centered-and-as high-as-practicable-below-the-window-line.
 {Section-12-002-of-the-Illinois-Vehicle-Equipment-Baw}
 the-following-lettering-must-be-at-least-two-inches-high:
 1)--The-word-"CAPACITY,"-or-the-abbreviation-"CAP,"-and-the-rated-passenger-capacity-followed-by the-word-"PASSENGERS,"-or-the-abbreviation "PASS,"-shall-be-displayed-on-the-outside-of-the-body near-the-rear-edge-of-the-service-entrance.
 2) Empty-Weight-in-pounds-shall be-shown-on-bus.
 {Section-12-002-of-the-Illinois-Vehicle-Equipment Baw}
 3)--"EMERGENCY-EXIT"-shall-be-on-or-immediately-below emergency-window-(if-installed);--Manufacturer's identification-name,-emblem,-or-number-(*)-may-be displayed-but-not-on-service-door-glazing.
 Manufacturer's-name,-emblem,-etc.-must-not-interfere with-required-lettering;--Decals-are-permissible.
 All-lettering-must-be-black;--Reject-procedures-same-as in-Section-45i-Appendix-A(gg){t}{b};

2)--Interior

A)--Front Same-as-Section-45i-Appendix-A(gg){t}{A};

B)--Left Same-as-Section-45i-Appendix-A(gg){t}{B};

C)--Rear "EMERGENCY-DOOR"-in-letters-at-least-two-inches-high directly-over-emergency-door-exit;---"Emergency-door operating-instructions"-applied-to-door;--Arrow-or-arrows required-unless-"push"-or-"pull"-type-of-release-mechanism-is used;

in-the-case-of-a-"push"-or-"pull"-type-of-release-mechanism where-the-direction-of-movement-to-open-the-emergency-exit cannot-be-shown-by-one-arrow,-either-three-or-four-straight arrows--shall-be-placed-as-equaly-spaced-as-practicable

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECT

around-the-object-to-be-pushed-or-pulled,-with-the-head-of each-arrow-adjacent-to-and-pointing-directly-at-that object;--Each-arrow-shall-be-the-same-color-and,-when practicable,-the-same-size-as-thought-it-were-a-single arrow;---in-addition-the-pertinent-word-"PUSH"-or-"PULL" shall-be-displayed-near-that-object.
 Reject---procedures---same---as---in-Section-45i-Appendix A(gg){t}{E};

B)--Right Same-as-Section-45i-Appendix-A(gg){t}{B};

hh)--LIGHTS

1)--Back-Up Same-as-Section-45i-Appendix-A(hh){t};

2)--Clearance Front Same-as-Section-45i-Appendix-A(hh){t}-with-following exception:
 Buses-less-than-80-inches-wide-or-20-feet-long-are-exempt- {Section-12-202(a)-of-the-Illinois-Vehicle-Equipment-Baw}

3)--Clearance Rear Same-as-Section-45i-Appendix-A(hh){t}-with-following exception:--
 Buses-less-than-80-inches-wide-or-20-feet-long-are-exempt- {Section-12-202(a)-of-the-Illinois-Vehicle-Equipment-Baw}

4)--Cluster Front Same-as-Section-45i-Appendix-A(hh){t}-with-following exception:
 Buses-less-than-80-inches-wide-or-20-feet-long-are-exempt- {Section-12-202(a)-of-the-Illinois-Vehicle-Equipment-Baw}

5)--Cluster Rear Same-as-Section-45i-Appendix-A(hh){t}-with-following exception:
 Buses-less-than-80-inches-wide-or-20-feet-long-are-exempt- {Section-12-202(a)-of-the-Illinois-Vehicle-Equipment-Baw}

6)--Flashing Same-as-Section-45i-Appendix-A(hh){t};

7)--Headlights Same-as-Section-45i-Appendix-A(hh){t};

8)--Interior Same-as-Section-45i-Appendix-A(hh){t};

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCBURBS/SPECIFICATIONSSUBJECT

9)--License
Plate

Same as Section 451-Appendix-A(hh)(9)-

10)--Marker
Left

Same as Section 451-Appendix-A(hh)(10)-
Exception:--A bus manufactured in August-1974 or earlier is
exempt.
Buses less than 80 inches wide or 20 feet long are exempt.
(Section 12-202(f) of the Illinois Vehicle Equipment Law)

11)--Marker
Right

Same as Section 451-Appendix-A(hh)(11) with following
exception:

Exception:--A bus manufactured in August-1974 or earlier is
exempt.
Buses less than 80 inches wide or 20 feet long are exempt.
(Section 12-202(f) of the Illinois Vehicle Equipment Law)

12)--Parking

Same as Section 451-Appendix-A(hh)(12)-

13)--Step-Well

Same as Section 451-Appendix-A(hh)(13)-

14)--Stop

Same as Section 451-Appendix-A(hh)(14)-

15)--Strobe
(optional)

Same as Section 451-Appendix-A(hh)(15)-

16)--Tail

Same as Section 451-Appendix-A(hh)(16)-

17)--Turn
Signal
Left
Turned

Same as Section 451-Appendix-A(hh)(17) with
following exceptions:
1)--Shall be located behind driver's seat.
2)--Buses with capacity rating of less than 33
passengers are exempt.--Buses manufactured in
August-1974 or earlier are exempt.--Buses that
measure less than 80 inches wide or 20 feet long
are exempt.

18)--Turn
Signal
Right
Turned

Same as Section 451-Appendix-A(hh)(18) with following
exceptions:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCBURBS/SPECIFICATIONSSUBJECT

Exceptions:--Buses with capacity rating of less than 33
passengers are exempt.--Buses manufactured in August-1974
or earlier are exempt.--Buses that measure less than 80
inches wide or 20 feet long are exempt.

19)--Turn
Signal
Front

One amber or white lens on each side at or near
the front.

at the same height and as far apart as practicable.--Must
meet federal standard 49-CFR-571.100.
Reject procedure same as Section 451-Appendix-A(hh)(19)-

20)--Turn
Signal
Rear

One red or amber lens on each side at the same height and
as far apart as practicable below window.--Must meet
federal standard 49-CFR-571.100.
Reject procedure same as Section 451-Appendix-A(hh)(20)-

21)--LOOKED
COMPARMENT

Same as Section 451-Appendix-A(hh)-

22)--MIRRORS

Same as Section 451-Appendix-A(hh)-

23)--Exterior
A)-Rear
View
Driving

Two firmly mounted adjustable exterior rear view
mirrors located to the left and to the right of the driver.
Rectangular five inch x ten inch minimum the outside
mirror mounts shall include a side angle adjustable convex
mirror (no less than three inches in diameter) to provide
an additional close in field of vision located 90 as not to
reduce the visual field of the flat surface mirror below 50
square inches.--49-CFR-571.111.
Exceptions:--Buses purchased prior to September-1974 may
have the three inch attack on type convex mirror
provided they do not reduce the visual field of the mirror
below 50 square inches.

Reject procedures same as in Section 451-Appendix
A(hh)(11)-

B)--Right
Side
Safety

Optional Mirrors--Unless otherwise specified by the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEDURES/SPECIFICATIONSSUBJECT

purchase--the--following--may--be--installed--on--the--right--left--or--both--sides--of--the--bus--in--lieu--of--or--in--addition--to--the--corresponding--convex--mirror--required--
An--outside--convex--mirror--may--be--installed--on--the--right--side--that--either--alone--or--in--combination--with--the--flat--driving--mirror--will--afford--any--seated--driver--a--reflected--view--of--the--roadway--along--the--right--side--of--the--bus--from--at--least--the--forwardmost--surface--of--the--right--front--tire--to--at--least--the--rear--surface--of--the--rear--bumper--The--projected--reflecting--area--of--this--convex--mirror--shall--be--no--less--than--40--square--inches--

Reject--procedures--same--as--in--Section--45i-Appendix A(j)(1)(B);

e)--Left
Side

SafetyAn--outside--convex--mirror--may--be--installed--on--the--left--side--that--either--alone--or--in--combination--with--the--flat--driving--mirror--will--afford--any--seated--driver--a--reflected--view--of--the--roadway--along--the--left--side--of--the--bus--from--at--least--the--rear--edge--of--the--driver's--seat--in--its--most--forward--position--to--at--least--the--rear--surface--of--the--rear--bumper--The--projected--reflecting--area--of--this--convex--mirror--shall--be--no--less--than--40--square--inches--

Reject--procedures--same--as--in--Section--45i-Appendix A(j)(1)(B);

B)--Cross
Over

An--adjustable--convex--mirror--at--least--7-1/2--inches--in--diameter--firmly--mounted--at--the--left--front--corner--of--the--vehicle--The--mirror--shall--give--the--seated--driver--a--view--of--the--front--bumper--and--the--area--of--roadway--in--front--of--the--bus--

if--the--seated--driver--of--a--forward--control--bus--has--a--direct--view--of--the--front--bumper--and--the--area--of--roadway--in--front--of--the--bus--a--cross--over--mirror--is--optional--

Reject--procedures--same--as--in--Section--45i-Appendix A(j)(1)(B);

2)--Interior

All--buses--purchased--during--and--after--September--1974--must--have--a--clear--view--safety--glass--metal--backed--and--framed--with--rounded--corners--and--edges--which--shall--be--padded--Shall--afford--a--good--view--of--the--interior--and--roadway--to--the--rear--

All--buses--purchased--prior--to--September--1974--must--have--a--rear--view--mirror--

Reject--procedures--same--as--in--Section--45i-Appendix-A(f)(2);

kk)--PAINT

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEDURES/SPECIFICATIONSSUBJECT

the--exterior--of--the--body--excluding--required--rub--rail--and--lettering--shall--be--painted--a--uniform--color--National--School--Bus--Glossy--Yellow--Required--rub--rail--and--lettering--must--be--black--Additional--rub--rails--may--either--be--black--or--yellow--The--front--and--rear--bumpers--and--wheels--may--be--black--or--manufacture's--color--Grilles--and--hub--caps--may--be--a--bright--finish--chrome--anodized--aluminum--etc--(Section--12-003--of--the--Illinois--Vehicle--Equipment--Law)
Optional--Black--area--around--flashing--lights--is--permitted--Black--area--must--not--interfere--with--"SCH006-BUS" lettering--Reject--procedures--same--as--in--Section--45i-Appendix-A(kk);

1)--PROJECTIONS

1)--Exterior

Entire--rear--of--bus--must--be--nonhitchable--
Exceptions--A--bus--manufactured--in--October--1970--or--earlier--is--exempt--from--nonhitchable--bumpers--A--bus--manufactured--in--August--1974--or--earlier--is--exempt--from--nonhitchable--projections--Every--school--bus--however--must--have--a--nonhitchable--door--handle--

Reject--procedures--same--as--in--Section--45i-Appendix-A(l)(1);

2)--Interior
exception:

Same--as--Section--45i-Appendix-A(l)(2)--with--following

All--buses--purchased--prior--to--September--1974--are--exempt--from--padding--on--interior--projections--

mm)--RUBBINGS

1)--Front

Same--as--Section--45i-Appendix-A(mm)(1)--with--following--exception:

Buses--less--than--80--inches--wide--or--20--feet--long--are--exempt--(Section--12-202(b)--of--the--Illinois--Vehicle--Equipment--Law)

Same--as--Section--45i-Appendix-A(mm)(2);

2)--Left
Side

Same--as--Section--45i-Appendix-A(mm)(3);

3)--Right
Side

4)--Rear

Same--as--Section--45i-Appendix-A(mm)(4)--with--following--exception:

Buses--less--than--80--inches--wide--or--20--feet--long--are--exempt--(Section--12-202(b)--of--the--Illinois--Vehicle--Equipment--Law)
There--shall--be--one--rub--rail--located--approximately--at--seat

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

than seven inches from side wall at cushion height and at front and rear center of cushion. Backs of all seats of similar size shall be of the same width at top and the same height from floor and shall slant at the same angle with the floor. The top and side rails and seat backs shall be padded to cushion level. Seat padding and covering shall be in good condition (free from holes and tears). Seat cushions shall be securely fastened to the seat frame.

49-CPR-571:222
All buses purchased prior to September 1974 and after January 1, 1972, shall have a seating plan for 16 pupils consisting of four rows of 30 inch forward facing seats with a minimum 12 inch aisle down the center. No jump or portable seats allowed. No seat or other object placed in the bus which restricts passageway to emergency door less than 12 inches.
Those vehicles used as a school bus by school districts and private contractors prior to January 1, 1972, and are still in their possession that had previously passed a school bus safety inspection can still be utilized if they continue to meet the inspection requirements that were in effect at that time. These vehicles will not have to be brought up to the above standards.
Reject procedures same as Section 451:Appendix A(qq).

rry--SHEERING
SYSTEM

- 1) Exterior
A) King
Pin Same as Section 451:Appendix A(tr)(i)(A).
- B) Bank Same as Section 451:Appendix A(tr)(i)(B).
- C) Power
Steering Same as Section 451:Appendix A(tr)(i)(C).
- B) Toe in/
Toe Out Same as Section 451:Appendix A(tr)(i)(B).
- B) Wheel
Bearings Same as Section 451:Appendix A(tr)(i)(B).
- 2) Interior
A) Columns Same as Section 451:Appendix A(tr)(2)(A).
- B) Dash Same as Section 451:Appendix A(tr)(2)(B).

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONS

SUBJECT

level which shall extend from the rear of the entrance door on both sides to a point of curvature at the rear of the body. Rub rails shall be constructed of 16 gauge longitudinally corrugated or ribbed steel ventilated four inches minimum width, and securely fastened to the body by bolts, rivets or welding.
Exception: Rub rails are not required on type II service and driver's entrance doors, however if installed they must meet same requirements as above.
Reject procedures same as in Section 451:Appendix A(nn).

oo) --SEATBELTS

A seat belt shall be installed for the driver (Section 12-809 of the Illinois Vehicle Equipment Law).
Seat belts shall be installed for each pupil as required by 49-CPR-571:222. At all times each seat belt shall be readily available for quick and easy use. All retractors installed shall be automatic locking type. Each belt assembly shall be clean. Belt material, buckles, tongue and every of each driver's belt shall remain above floor when not in use.
Exception: On a bus with incomplete vehicle chassis manufactured in March 1977 or earlier, pupil belts are not required.
Exception: On a bus manufactured in August 1974 or earlier, driver's belts etc. need not remain above floor.
Reject procedures same as in Section 451:Appendix A(oo).

pp) --SEAT
DRIVER'S

The driver's seat shall be rigidly positioned and have a forward and backward adjustment without the use of tools or other nonattached devices.
Seat padding and covering shall be in good condition (free from holes and tears). Seat cushions shall be securely fastened to the seat frame.
Reject procedures same as in Section 451:Appendix A(pp).

qq) --SEAT
PASSENGER

For buses purchased after September 1974 all seats shall have a minimum depth of 14 inches and a minimum back rest height of 20 inches with a 13 inch allowable average hip room in determining seating capacity. All seats shall be forward facing and securely fastened to part or parts of bus which support them. No bus shall be equipped with jump seats or portable seats. The center to center spacing shall be no more than 24 inches. Padding and covering shall be of fire resistant material. Minimum 36 inch headroom for sitting position above top of undeformed cushion line on all seats (measured vertically not more

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECT

e)--Shaft Same-as-Section-45i-Appendix-A(frr)(2)(e);
 B)--Steering Wheel Same-as-Section-45i-Appendix-A(frr)(2)(B);
 B)--Gravel Same-as-Section-45i-Appendix-A(frr)(2)(B);

ss)--SWBPS

The first service entrance step shall be no more than 13-1/2 inches off the ground; if necessary, a step of adequate width and length shall be installed to meet this requirement; provision shall be made to prevent road splash from the wheel from accumulating on the step if installed outside the body.
 Risers shall be approximately equal in height; upper risers no more than 12 inches in height.
 The surface entrance steps shall have a nonskid material applied; A-1-1/2 inch to three inch white nosing is required as an integral part of this material on each step and on the floor at the top riser.
 Reject procedures same as in Section-45i-Appendix-A(ss);

tt)--STOP-ARM
PANEL

Same-as-Section-45i-Appendix-A(tt);

uu)--STORAGE
COMPARTMENT
(optional)

Same-as-Section-45i-Appendix-A(uu);

vv)--GUN VISOR
inches

Shall be interior, adjustable and not less than five

by 16 inches; Must be installed above windshield; Not required to be transparent; but must not interfere with view of interior rear view mirror.

Reject procedures same as in Section-45i-Appendix-A(vv);

ww)--SUSPENSION

1)--Shocks

Equipped with front and rear heavy-duty double-acting shock absorbers.

Reject procedures same as in Section-45i-Appendix-A(ww)(1);

2)--Springs

A)--Coil Same-as-Section-45i-Appendix-A(ww)(2)(A);

B)--Leaf Same-as-Section-45i-Appendix-A(ww)(2)(B);

C)--Rotation
(Stabilizer

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

PROCEEDURES/SPECIFICATIONSSUBJECT

xx)--Same-as-Section-45i-Appendix-A(ww)(2)(e);

Bar)
 xx)--ROW-HOOKS
 (optional)
 Same-as-Section-45i-Appendix-A(xx);

yy)--UNDERCOATING Fire-resistant undercoating material applied by spray; Entire underside of body, front fenders, floor members and side panels below floor level must be covered;
 Reject procedures same as in Section-45i-Appendix-A(yy);

zz)--VENTILATION Same-as-Section-45i-Appendix-A(zz);

aaa)--WARNING
 BBVIEWS

Same-as-Section-45i-Appendix-A(aaa);

bbb)--WHBBBS Same-as-Section-45i-Appendix-A(bbb);

ccc)--WINDOWS

1)--Emergency Same-as-Section-45i-Appendix-A(ccc)(1);

2)--Rear

Glazing in rear of bus shall be of fixed type;
 Reject procedures same as in Section-45i-Appendix-A(ccc)(2);

3)--Side

All buses purchased after September-1974 must have each side window as an unobstructed emergency opening and at least a nine inch by 22 inch wide opening obtained by lowering the window; Six inch stop line required on all windows; Safety glass or equivalent with exposed edges banded; All buses purchased prior to September-1974 and after January-1-1972 must have approved safety glass in all windows and doors and all exposed edges of the glass shall be banded; Those vehicles used as a school bus by school districts and private contractors prior to January-1-1972 and are still in their possession and had previously passed the school bus safety inspection can still be utilized if they continue to meet the inspection requirements that were in effect at that time; These vehicles will not have to be brought up to the above standards;

Reject procedures same as in Section-45i-Appendix-A(ccc)(3);

4)--Windshield Shall be installed between front corner posts and must not obstruct driver's view. (Section-42-501 of the Illinois Vehicle Equipment Law)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONS

All--buses--purchased-on-and-after-September-1974-must-have tinted-safety-glass-six-inches-below-top-of--windshield--or equivalent-to-reduce-glare.
 All--buses--purchased-prior--to--September--1974--must-have safety-glass-and-shall-be-heat-resistant-laminated-plate.
 Reject--procedures--same--as--in--Section--45i-Appendix Accc(4).

ddd)--WINDSHIELDWASHER

Windshield-washer-shall-effectively-clean-the-area covered-by-both-wipers.
 Reject-procedure-same-as-in-Section-45i-Appendix-Addd).

eee)--WINDSHIELDWIPER

Wipers-shall-be-either-two-speed-or-variable-speed-with nonglare--arms-and-blades--Blades-need-not-be-individually powered.
 Reject-procedure-same-as-in-Section-45i-Appendix-Aeee).

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Section 45i. APPENDIX C Inspection Procedures/Specifications for Type I Special Education School Buses (Repealed)

SUBJECTPROCEEDURES/SPECIFICATIONSa)--GENERALREQUIREMENTS

Generally,--a--school--bus used for--transporting--children declared--eligible--for Special-Education--services shall--comply--with--the applicable-----minimum standards--for--either--a--type i--school--bus--(GVWR--more than-10,000-lbs.)--or--a--type ii--school--bus--(GVWR-10,000 lbs.--or--less).--However, due--to--the--nature--of certain-----handicapping conditions,-----vehicles utilized-----for-----special education-----transportation shall--be--adapted--to--the specific--needs--of--the children--receiving--this service--these--needs--may require-modification-of-the minimum-standards, the--interior--design--of these-vehicles-will-not-be a--cause--for--rejection provided--an--approval, issued-by-the-Department-of transportation,-----is presented--to-the-Certified Safety-Tester-at--the--time of-inspection.

b)--RESTRAININGOR-SAFETYDEVICES

in-buses-manufactured-prior to-November-107-1970, restraining-devices-or-safety belts-may-be-used-if-they are--securely--fastened--to the seat--or--the--floor--of-the vehicle.

Restraint-devices-or seat-belts-are-not securely-fastened-or-are missing-when-required.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IP

in buses--manufactured--on
and--after--November--10,
1978,--each--handicapped
passenger's--seat--must--be
equipped--with--restraining
or--safety--devices.

e)--SPECIAL
SERVICE
BOOR

A special door opening may
be located on right side of
bus far enough to rear to
prevent door when open
from obstructing front
right service door. Door
opening shall be adequate
to accommodate wheel
chairs.

Door shall be equipped with
device that will actuate
audible or visible signal
located in driver's
compartment when doors are
not securely closed.

Each door shall contain a
fixed or movable window
aligned with and of same
size as--fastenings--as
practicable) as other
windows on right side of
bus.

Each door panel shall open
outward and a positive
fastening device shall be
installed to hold door in
open position.

Door panels shall be
constructed to be
equivalent in strength and
materials to other school
bus doors.

Door posts and headers
shall be reinforced
sufficiently to provide
support and strength
equivalent to area of side
of bus not used for service

Does not operate properly.
Does not meet requirements.
Audible or visible alarm
does not work or is
missing.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

SUBJECTPROCEEDURES/SPECIFICATIONSREJECT-VEHICLE-IP

doors--Outriggers--from
chassis--shall--be--installed
at--front--and--rear--of--door
openings--to--support--floor
with--same--strength--as--other
floor--portions.

d)--BI-PARTING
BOORS

Door shall be made of two
panels of approximately
equal width. They shall be
hinged to side of bus
each panel shall open
outward.
Forward panel shall be
provided with overlapping
flange to close space where
door panels meet and
weather seal shall be
provided to close all door
edges.

Door shall be equipped with
at least one point
fastening device on rear
panel to floor or header
and at least two point
fastening device to floor
and header on forward door
panel. Both manually
operated.

Sliding doors are
acceptable provided they
meet manufacturers
specifications.

e)--BIFFS-AND
RAMPS

Floor of ramp or lift shall
be covered with nonskid
material.
Protection against dust and
water sufficient to ensure
reliable operation must be
present.

f)--POWER-LIFT

If power lift is used, it
does not operate properly.

Does not operate properly.
Does not meet requirements.
Door does not properly
weather seal is cracked or
missing.

Does not operate properly.
Does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

References

PROCEDURES/SPECIFICATIONS

РЕДБЕД-УБНЧБ-ИР

Does-not-meet-requirements:-

[illegible]

SEATED
--FASTENING

[illegible]

g7--SPECIAL
FIGHT

[illegible]

h+--GRAB-HANDBES

[illegible]

it--over-center
beer-center

Over-water-door-control
shut--be-provided-only-when
this-door-is-used-for-entry
of-kit-of-children.
If-installed--does-not
operate-property---Does
not-meet-requirements.
Missing-when-required.

2+--RAMP

Does-not-operate-property-
Does-not-meet-requirements-

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

Section 451. APPENDIX D Inspection Procedures/Specifications for Type II Special Education School Buses (Repealed)

Section 451. APPENDIX E Driver's Pre-Trip Inspection Requirements (Repealed)

SUBJECT

PROCEEDURES/SPECIFICATIONS

As required in Section 451.115 of the Illinois Vehicle Inspection Law, drivers must complete the following "Pre-trip inspection" daily:

a) -- GENERAL REQUIREMENTS

Same as in Section 451. Appendix C(a)

b) -- RESTRAINING DEVICES OR SAFETY BELTS

In buses manufactured on and after April 1, 1977, restraining devices or seat belts are mandatory on all seats in buses manufactured prior to April 1, 1977. Restraint devices or seat belts are optional if restraining devices or safety belts are furnished; they must be securely fastened to the seat or the floor of the vehicle. Reject procedures same as in Section 451. Appendix C(b).

c) -- SPECIAL SERVICE DOOR

Same as Section 451. Appendix C(c)

d) -- BI-PARTING DOORS

Same as Section 451. Appendix C(d)

e) -- LIFTS AND RAMPS

Same as Section 451. Appendix C(e)

f) -- FASTENING DEVICES

Same as Section 451. Appendix C(f)

g) -- SPECIAL LIGHT

Same as Section 451. Appendix C(g)

h) -- GRAB HANDLES

Same as Section 451. Appendix C(h)

i) -- OVER-CENTER DOOR-CENTERS

Same as Section 451. Appendix C(i)

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

"Each day that a school bus is operated, the driver shall conduct a pre-trip inspection of the mechanical and safety equipment on the bus as prescribed by rule or regulation of the Department." (Section 451.115 of the Illinois Vehicle Inspection Law) (Section 451.115 of the Illinois Vehicle Inspection Law) The following requirements became effective August 1, 1975:

a) The driver must inspect his vehicle each day prior to beginning a trip. The driver is required to make a written report of this pre-trip inspection. He must report any defects found to the proper authority so that the defects can be corrected.

c) The pre-trip inspection report shall be made in duplicate.

d) As designated by the owner, the original copy shall be presented to the person of authority on a daily basis. These original copies shall be retained by the owner for one hundred and eighty days.

e) The duplicate copy shall remain in the bus for a period of at least thirty days.

f) The form shall specify items to be checked (see subsection (i)) and the minimum information to be recorded.

g) The pre-trip inspection records and reports will be made available for inspection and audit by authorized representatives of the Department at any time.

h) It is the responsibility of the bus owner to furnish pre-trip inspection report forms that meet the minimum requirements of this Section.

i) Required items to be checked during the driver's pre-trip inspection:

1) Coolant, oil, battery, washer, fluid levels, fan belts, and wiring.

2) Steps, cleanliness, upholstery, windows, warning devices, fuses, first aid kit, fire extinguisher, emergency door (open and close), lettering.

3) Odometer, reading and indication of whether or not state inspection is due.

4) Steering wheel, windshield wipers and washers, heater and defroster, horn, service door (open and close), all mirrors (adjustment), door buzzer, clutch, brake, warning buzzer, stop arm control, gear shift lever, neutral safety switch, waste temperature, fuel, vacuum or air pressure, gauges, parking brake, seat belt(s).

5) Ammeter, all interior lights, headlights (high/low beams).

6) Right front wheel and tire, right side marker lamps, turn signal light and reflectors, right rear view and safety mirror, headlights, turn signal, signals, cluster, clearance, and lights, alternating flashing lights, windshield, underside of chassis, crossover mirror, left rear view mirror and safety mirror, left front wheel and tire, drivers side window, stop arm, left side marker lamp, turn signal light and reflectors, emergency door (open and close), left rear wheel and

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

tires, exhaust system, tailpipe clean, cluster, clearance and lights, tail lights, turn signals and reflectors, alternating flashing lights, rear emergency door open and close, right rear wheels and tires, fuel tank filler caps.

7) Brain air brake tank. Record condition of bus (if very satisfactory or unsatisfactory).

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Section 451. APPENDIX G Illinois Minimum Standards for School Bus - Van Type Conversion 1-16 Passengers Purchased Prior to September 1974 (Repealed)

- a) The service door shall be located to the right of the operator and may be manually controlled from the operator's seat by an over-center control.
- b) The emergency doors shall be located in the center of the rear end or on the right hand side of the school bus. The door shall be equipped with fastening devices for opening from the inside and the outside body which may be quickly released but is designed to offer protection against accidental release.
- c) No seat or other object shall be placed in the bus which restricts passageway to the emergency door to less than twelve inches.
- d) The minimum clearance of all aisles including between the seats and leading to the emergency door shall be twelve inches.
- e) The ceiling and walls shall be insulated with fireproof material to deaden sound and reduce vibration to a minimum.
- f) The interior of the school bus shall be free of all unnecessary projections likely to cause injury. This inner lining on ceilings and walls shall be fiberboard or metal.
- g) All glass in the windshield, window and doors shall be of approved safety glass. All exposed edges of glass shall be banded. The glass in the windshield shall be heat absorbent laminated plate.
- h) 123 inch wheelbase.
- i) 8-V-W-R-7600 pounds.
- j) 3300 lbs. front axle.
- k) 5050 lbs. rear axle.
- l) 1475 lbs. front springs.
- m) 2200 lbs. rear springs.
- n) 8-00-X-16-57-0 ply rating tires.
- o) 8 hole disc 16.5-X-6.00.
- p) High output primary heater.
- q) Heat heater recirculating type.
- r) Two movable glass vents or windows. One located on the right side and one on the left side of the driver's area. These are optional.
- s) 240 cu. in. minimum engine.
- t) 55 amp alternator.
- u) 70 amp battery.
- v) Two 5-X-10 (minimum) outside rear view mirrors (West Coast type) and two 3-X-concave mirrors (buses purchased prior to September 1974 may have the 3-X-stick-on type) type convex mirror provided they do not reduce the visual field of the mirror below 50 square inches.
- w) Inside rear view mirror.
- x) A convex crossover mirror 3-1/2" in diameter mounted on left front of give the seated driver a view of the roadway immediately in front of the front bumper.
- y) Seating plan must allow 13 inches of seating space for each of 16 or fewer passengers exclusive of the driver. All seats must face forward with a minimum of 12" a tie down the center or down the right

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

side.--No-jump-or-portable-seats-allowed.

- z) Manually--or--mechanically-operated--"Stop"--signal-arm.--Hexagon-shaped semaphores mandatory on all vehicles purchased after December 31, 1975.
- aa) One tub sail applied to each side operator's door--and--service--door.
- bb) Rail--may--be--omitted--on--operator's--door--if--"Stop"--signal-arm--is mounted--on--it.
- cc) Floor--must--be--covered--with--a--non-skid--type--material.
- dd) Roof-mounted "School-Bus" sign with flashing light--acceptable--until December 31, 1976.--An eight-light system is then mandatory.
- ee) Color of bus shall be National School Bus Chrome Yellow.
- ff) All required lettering shall be in black.--Emergency-door-lettering shall be two inches.--Bus--Number--School--Name--District--or Contractor's name--on--both--sides--of--vehicle--shall--be--four--inches.
- gg) School-Bus shall be eight inches.
- hh) Vehicles may not be altered or converted to carry more than 16 passengers.

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

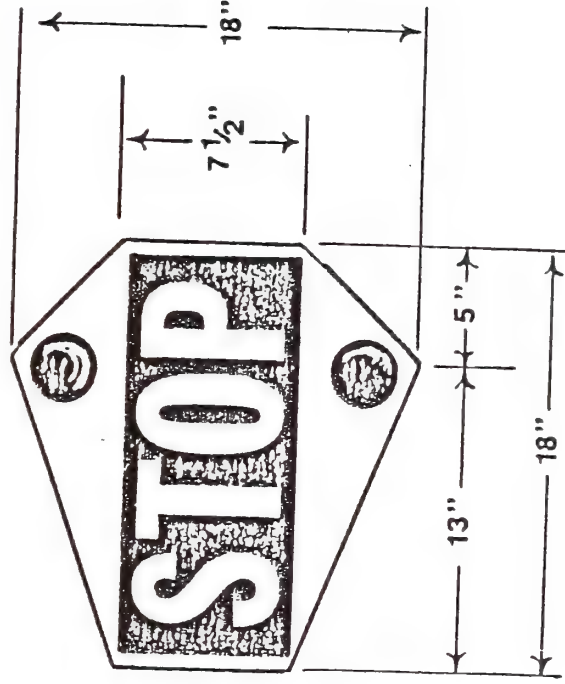
DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED AMENDMENTS

Section 451. ILLUSTRATION A Stop Arm Panel (Repealed)

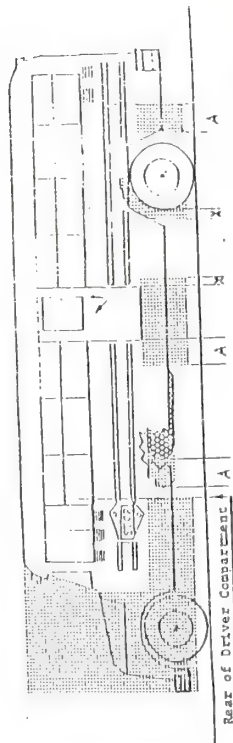
Hexagon--

this arm must be 16-gauge metal--and--a hexagon-shaped semaphores approximately 18-inches wide and 18-inches long.

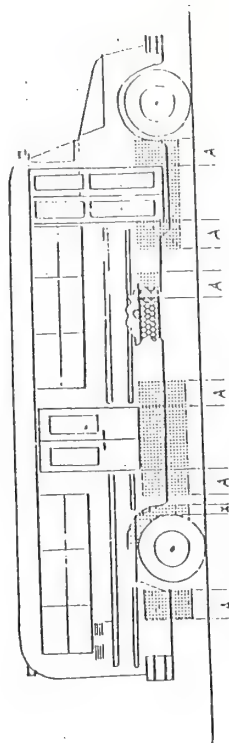


DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

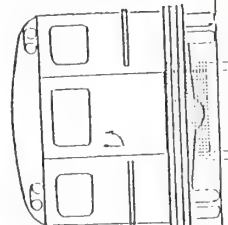
Section 451. ILLUSTRATION B Exhaust Guidelines (Repealed)



NOT TO SCALE 2



- Distance A = 1 meter (39 3/8")
- Distance x = 150 millimeters (3 7/8")
- Prohibited Zone
- Ventilating Air Intake (anywhere on side)
- Fuel Tank
- Heat shield between tank & discharge eliminates prohibited zone at tank.



(Source: Repealed at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED AMENDMENTS

(Source: Repealed at 18 Ill. Reg. _____, effective _____)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Inspection Procedures for Special Education School Buses

- 2) Code Citation: 92 Ill. Adm. Code 445

Section Numbers:	Proposed Action:
445.10	New Section
445.20	New Section
445.30	New Section
445.40	New Section
445.APPENDIX A	New Section
445.APPENDIX B	New Section

- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 12-800 through 12-820 [625 ILCS 5/12-800 through 12-820] and Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 13-100 through 13-116 [625 ILCS 5/13-100 through 13-116]

- 5) A Complete Description of the Subjects and Issues Involved:

By this Notice of Proposed Rules, the Department proposes to establish a new Part 445 which consists of the inspection requirements for special education school buses. Elsewhere in this issue of the Illinois Register, the Department is repealing Appendices C and D of 92 Ill. Adm. Code 451 which previously addressed the inspection requirements for special education school buses. Through reorganizing, the Department is making a number of substantive changes, providing clarification of, and correcting the regulations. This rulemaking also establishes Section 445.40, "Definitions," to define all necessary terms.

The following analysis identifies individual subsections within Appendices A and B which the Department has established for Type I and Type II special education school buses. These subsections have been reorganized in alphabetical order and rewritten to address and clarify the federal rule at 58 FR 4586, January 15, 1993. This federal rule, which was promulgated by the National Highway Traffic Safety Administration, established new requirements for school buses used for special education transportation.

Appendices A and B both begin with an introduction which addresses the general requirement that school buses used for special education transportation must meet the minimum safety standards of all school buses. The introduction also includes a requirement for potential modification of special education school buses which may be necessary to meet the needs of special education students. Special modifications and equipment necessary to transport special education students must be resolved in the student's Individualized Education Program.

Appendices A and B (d) - Seat Safety Belts

Appendix A - Adding provisions optional seat safety belts must meet if they are provided. Adding provisions for passenger seats which

are occupied only by a student's aid.

Appendix B - Adding requirements for seat safety belts on school buses manufactured on or after April 1, 1977.

Appendices A and B - (f) - Special Service Door

Adding a provision which allows the audible alarm to be deactivated when the special service door is completely open, when held by a fastening device, and, when used for the loading and unloading of passengers with special needs.

Correcting language by moving bi-parting door requirements into special service door subsection.

Appendices A and B (g) - Wheelchair Occupant Restraints

Establishing standards for wheelchair occupant restraints for school buses manufactured on, before and after January 17, 1994 (the effective date of 58 FR 4586, January 15, 1993).

Appendices A and B (h) - Wheelchair Securement Anchorage

Establishing standards for wheelchair securement anchorages for school buses manufactured on, before, and after January 17, 1994.

- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Does this proposed amendment contain incorporations by reference? No.

- 9) Are there any other amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This rulemaking will affect units of local government which own or operate special education school buses in Illinois.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

By U.S. Mail:

Ms. Catherine Allen
Regulations and Training Unit
Illinois Department of Transportation

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212

TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

By Messenger or Inter-Agency Mail:

PART 445
INSPECTION PROCEDURES FOR SPECIAL EDUCATION SCHOOL BUSES

DOT Annex Building
3215 Executive Park Drive
Planning and Program Support Section; 3rd Floor
Springfield

Section	Purpose and Scope
445.10	Application
445.20	Standards of Construction
445.30	Definitions

JCAR requests, comments and concerns regarding this rulemaking should be addressed to:

Christine Caronna-Beard, Rules Manager
2300 S. Dirksen Parkway, Room 300
Springfield, Illinois 62764

APPENDIX A Procedures for Type I Special Education School Buses
APPENDIX B Procedures for Type II Special Education School Buses

AUTHORITY: Implementing and authorized by Article VIII of the Illinois Vehicle Equipment Law [625 ILCS 5/Ch. 12, Art. VIII] and the Illinois Vehicle Inspection Law [625 ILCS 5/Ch. 13].

SOURCE: Adopted at 18 Ill. Reg. _____, effective _____.

12) Initial Regulatory Flexibility Analysis:

- A) Types of small business affected: This Part affects small businesses which own or operate special education school buses in Illinois.
- B) Reporting, bookkeeping or other procedures required for compliance: No reporting requirements are required for compliance.
- C) Types of professional skills necessary for compliance: No professional skills are required for compliance with this Part.

The full text of the Proposed Rule begins on the next page:

Section 445.10 Purpose and Scope

This Part prescribes the requirements of the Illinois Department of Transportation governing:

- a) Implementation of Article VIII, the Illinois Vehicle Equipment Law [625 ILCS 5/12-800 through 12-820]; and
- b) Inspection procedures for special education school buses.

Section 445.20 Application

This Part applies to the following persons:

- a) Department personnel;
- b) Owners of Official Testing Stations;
- c) Employees of Official Testing Stations;
- d) School bus operation managers; and
- e) School bus drivers.

Section 445.30 Standards of Construction

- a) "Shall" and "must" are used in the imperative sense. "Shall" imposes an obligation to act. "Must" defines a condition that is to be satisfied. "May" allows permissiveness under terms specified in the standards. "Will" indicates intention, promise or willingness.
- b) Words imparting the masculine gender include the feminine.
- c) Changes in the administration of the state school bus inspection

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

program and changes to federal and state law have caused the purchase or manufacture date of school buses to be critical in the application of these regulations. The effective dates for some of these standards will vary.

- 1) Exemptions to some standards are provided for school buses manufactured prior to September 1974, the effective date of the Department's "Vehicle Inspection Stations Governing School Buses."
- 2) Exemptions to some standards are provided for school buses manufactured prior to March 1977, the date of the Department's Order "Minimum Safety Standards for Construction of Type I School Buses."
- 3) Exemptions are provided for Type II school buses manufactured prior to October 1978, the date of the Department's Order "Minimum Safety Standards for Construction of Type II School Buses."
- 4) Some standards are identified with other effective dates. These standards are applicable to all school buses manufactured or purchased after the identified date or during the time frame specified.

Section 445.40 Definitions

"Body"- Portion of vehicle that encloses the occupant and cargo spaces and separates those spaces from the chassis frame, engine compartment, driveline, and other chassis components, except certain chassis controls used by the driver.

"Body-on-Chassis" - Completed vehicle consisting of a passenger seating body mounted on a truck type chassis (or other separate chassis) so that the body and chassis are separate entities, although one may reinforce or brace the other.

"Bus" - Every motor vehicle, other than a commuter van, designed for carrying more than ten persons. (Section 1-107 of the Illinois Vehicle Code (the Code) [625 ILCS 5/1-107])

"Chassis" - Every frame or supportive element of a school bus that contains but is not limited to the axles, engine, drive train, steering components, and suspension which the body is attached to. (Section 1-110.1 of the Code)

"Code" - The Illinois Vehicle Code [625 ILCS 5].

"Commercial Vehicle Safety Section" (CVSS) - A section of the Bureau of Safety Programs of the Division of Traffic Safety of the Illinois Department of Transportation.

"Department" - The Department of Transportation of the State of

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Illinois, acting directly or through its authorized agents or officers. (Section 13-100 of the Code)

"Empty Weight" - Unloaded vehicle weight; i.e., the weight of a vehicle with maximum capacity of all fluids necessary for operation of the vehicle but without cargo or occupant.

"Federal Motor Vehicle Safety Standards" (FMVSS) - The rules, regulations and standards set forth in 49 CFR 571.

"Illinois Vehicle Equipment Law" - 625 ILCS 5/Ch. 12.

"Individualized Education Program (IEP)" - A written statement for an exceptional child that provides at least a statement of the child's present levels of educational performance; annual goals and short-term instructional objectives; specific special education and related services (includes transportation); the extent of participation in the regular education program; the projected dates for initiation of services; anticipated duration of services; appropriate objective criteria and evaluation procedures; and a schedule for annual determination of short-term objectives. The following participants develop the child's IEP:

- 1) A representative of the local district, other than the child's teacher, who is authorized to commit services and who is qualified to provide or supervise the provision of special education.
- 2) The child's teacher.
- 3) One or both of the child's parents or guardians (if possible).
- 4) The child, where appropriate.
- 5) Other individuals at the discretion of the parent or local district.

"Manufacturer" - (Unless otherwise indicated at the point of use) means the person or organization whose name follows "MANUFACTURED BY" or "MFD BY" on the federal and state certification label.

"Passenger" - Every occupant of the vehicle who is not the driver.

"Purchase Date" - Date when purchase transaction was completed, not when body or chassis was built.

"School Bus" -

Type I School Bus - A School Bus with gross vehicle weight rating of more than 10,000 pounds.

Type II School Bus - A School Bus with gross vehicle weight rating of 10,000 pounds or less. (Section 12-900 of the Illinois

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Vehicle Equipment Law)

Every motor vehicle, except as provided below, owned or operated by or for any of the following entities for the transportation of persons regularly enrolled as students in grade 12 or below in connection with any activity of such entity:

Any public or private primary or secondary school;

Any primary or secondary school operated by a religious institution; or

Any public, private or religious nursery school.

This definition shall not include the following:

A bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when such bus is not traveling a specific school bus route but is:

On a regularly scheduled route for the transportation of other fare paying passengers;

Furnishing charter service for the transportation of groups on field trips or other special trips or in connection with other special events; or

Being used for shuttle service between attendance centers or other educational facilities.

A motor vehicle of the first division. (Section 1-182 of the Code)

"Seat Safety Belt" - Any strap, webbing, or similar device designed to secure a person in a motor vehicle in order to mitigate the results of any accident, including all necessary buckles and other fasteners, and all hardware designed for installing such seat belt assembly in a motor vehicle.

"Special Education School Buses" - Vehicles constructed to transport children with special needs which require the alteration of specific component requirements (i.e., ramps, lifts, wheelchair accommodations).

"Vehicle" -

First Division: Those motor vehicles which are designed for the carrying of not more than ten persons.

Second Division: Those vehicles which are designed for carrying more than ten persons, those designed or used for living quarters and those vehicles which are designed for pulling or carrying property, freight or cargo, those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division, and those motor vehicles of the First Division used and registered as school buses. (Section 1-217 of the Code)

"Wheelchair Occupant Restraints" - Any strap, webbing or similar device designed to secure a person in a wheelchair in order to mitigate the results of any accident, including all necessary buckles and other fasteners, and all hardware designed for installing such restraint in a school bus.

"Wheelchair Securement Anchorages" - The provision for transferring wheelchair securement loads to the vehicle structure. Commonly referred to as fastening devices. (58 FR 4586, January 15, 1993)

"Wheelchair Securement Device" - A strap, webbing or other device used for securing a wheelchair to the school bus, including all necessary buckles and other fasteners. (58 FR 4586, January 15, 1993)

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 445.APPENDIX A Procedures for Type I Special Education School Buses

Generally, a school bus used for transporting children declared eligible for special transportation services shall comply with the applicable minimum standards for either a Type I school bus (see 92 Ill. Adm. Code 440) or a Type II school bus (see 92 Ill. Adm. Code 442). However, due to the nature of certain challenging conditions, vehicles utilized for special education transportation shall be adapted to the specific needs of the children receiving this service. These needs may require modification of the minimum standards. Equipment necessary for the transportation of special education students must be resolved in the student's Individualized Education Program.

The interior design of these vehicles will not be a cause for rejection provided an approval, issued by the Department, is presented to the Certified Safety Tester at the time of inspection.

a) Grab Handles

PROCEDURES/SPECIFICATIONS:

Grab handles shall be provided on each side of front right service door only when this door is used for entry and exit of children.

REJECT VEHICLE IF:

Grab handles are not securely attached; do not meet requirements or are missing.

b) Lifts and Ramps

PROCEDURES/SPECIFICATIONS:

Floor of ramp or lift shall be covered with nonskid material.

Protection against dust and water sufficient to ensure reliable operation must be present.

REJECT VEHICLE IF:

Lifts and ramps do not operate properly or do not meet requirements.

1) Power Lift

PROCEDURES/SPECIFICATIONS:

If power lift is used, it shall be of sufficient capacity and dimension to lift maximum imposed load, lift at top and bottom travel limits shall provide easy entrance and exit

c) Over Center Door

from the lift.

If electricity is used, the alternator or generator and battery must be of increased capacity.

Controls shall be operable from both interior and exterior of vehicle.

Device shall be installed which will be used to prevent operation of lift until doors are opened.

In travel position, the lift must be in its uppermost position and securely fastened.

Vehicles of less than 54-passenger capacity constructed for transportation of handicapped children may have the fuel tank located behind rear wheels, inside or outside chassis frame, with fill pipe located on right side of body.

REJECT VEHICLE IF:

Power lift does not operate properly or does not meet requirements.

2) Ramp

PROCEDURES/SPECIFICATIONS:

Ramp shall be of sufficient strength and rigidity to support the imposed load. Shall be equipped with protective flange on each longitudinal side to keep wheelchair on ramp.

Ramp shall be equipped with handle, or handles, and be of sufficient weight to permit one person to put ramp in place and return to storage place.

Ramp shall be connected to bus at floor level in such manner as to permit easy access of wheelchair to floor of bus.

Ramp length shall be sufficient for easy entry and exit.

REJECT VEHICLE IF:

Ramp does not operate properly; does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Control

PROCEDURES/SPECIFICATIONS:

Over center door control shall be provided only when this door is used for entry and exit of children.

REJECT VEHICLE IF:

If installed, does not operate properly. Does not meet requirements. Missing when required.

d) Seat Safety Belts

PROCEDURES/SPECIFICATIONS:

Seat safety belts may be installed if they are securely fastened to the seat or the floor of the vehicle.

Special education school buses may be equipped with passenger seats that do not have guard barriers installed in front of them. These passenger seats are to be used only by student's aids and must be equipped with seat safety belts at each location used by an aid. The school bus driver must present a letter from the Commercial Vehicle Safety Section approving this exception.

REJECT VEHICLE IF:

If installed, seat safety belts are not securely fastened to the seat or the floor of the vehicle.

Barrier is not present in front of aids' seat and no seat safety belts are provided. No letter of exception provided.

e) Special Light

PROCEDURES/SPECIFICATIONS:

Light shall be placed inside bus over special service door opening, or at other location if shielded to prevent glare. The lamp shall illuminate the floor inside the opening and shall be operated from door area.

REJECT VEHICLE IF:

Special light does not operate properly; does not meet requirements or is missing.

f) Special Service Door

PROCEDURES/SPECIFICATIONS:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

A special door opening may be located on right side of bus far enough to rear to prevent door, when open, from obstructing front right service door. Door opening shall be adequate to accommodate wheel chairs.

Door shall be equipped with device that will actuate audible or visible signal, located in driver's compartment, when special service door is not securely closed.

Each door shall contain a fixed or movable window aligned with and of same size (as nearly as practicable) as other windows on right side of bus.

Each door panel shall open outward and a positive fastening device shall be installed to hold door in open position. When the special service door is completely open for loading and unloading passengers with special needs and being held by the fastening device, the audible alarm can be deactivated.

Door panels shall be constructed to be equivalent in strength and materials to other school bus doors.

Door posts and headers shall be reinforced sufficiently to provide support and strength equivalent to area of side of bus not used for service doors. Outriggers from chassis shall be installed at front and rear of door openings to support floor with same strength as other floor portions.

Bi-parting doors must meet the following requirements:

Bi-parting doors shall be made of two panels of approximately equal width. They shall be hinged to side of bus and each panel shall open outward. Forward panels shall be provided with overlapping flange to close space where door panels meet and weather seal shall be provided to close all door edges.

Bi-parting doors shall be equipped with at least one-point fastening device on rear panel to floor or header and at least two-point fastening device to floor and header on forward door panel, both manually operated.

Sliding doors are acceptable provided they meet manufacturer's specifications.

REJECT VEHICLE IF:

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Special service door does not operate properly; does not meet requirements; audible or visible alarm does not work or is missing.

Bi-parting or sliding doors do not operate properly. Does not meet requirements. Door does not seal properly. Weather seal is cracked or missing.

g) Wheelchair
Occupant
Restraints

PROCEDURES SPECIFICATIONS:

- 1) For buses manufactured prior to January 17, appropriate and adequate wheelchair occupant restraints must be installed at each wheelchair location which transports a student in a wheelchair. The restraints must be securely anchored to the wheelchair or the floor of the vehicle.
- 2) For buses manufactured on or after January 17, 1994, each wheelchair location which transports a student in a wheelchair must be equipped with:

- A) Not less than one anchorage for the upper end of the upper torso restraint;
- B) Not less than two floor anchorages for wheelchair occupant pelvic and upper torso restraint; and,
- C) Wheelchair occupant pelvic and upper torso restraints. (58 FR 4586, January 15, 1993)

REJECT VEHICLE IF:

Wheelchair occupant restraints do not meet requirements.

PROCEDURES/SPECIFICATIONS:

In buses manufactured prior to January 17, 1994, positive wheelchair securement anchorages shall be provided and attached to the floor, walls, or both, that will securely hold wheelchair in position in bus.

h) Wheelchair
Securement
Anchorages

In buses manufactured on or after January 17, 1994, each wheelchair location must be equipped with forward-facing wheelchair securement anchorages. Additional securement anchorages which allow other than forward-facing orientation can be added to a wheelchair location provided the forward-facing anchorages are not altered and the additional anchorages meet the same standards as the existing fastening devices. (58 FR 4586, January 15, 1993)

In buses manufactured on or after January 17, 1994, each wheelchair location must be equipped with two wheelchair securement anchorages in the rear and two anchorages in the front. Each securement device must be either of webbing or strap and provide means of adjustment or of a design that provides limited movement. (58 FR 4586, January 15, 1993)

REJECT VEHICLE IF:

In buses manufactured prior to January 17, 1994, wheelchair securement anchorages securely do not hold wheelchair to floor, walls or both.

In buses manufactured on and after January 17, 1994:

- 1) Each wheelchair location is not equipped with forward-facing wheelchair securement anchorages. Additional anchorages do not meet same standards as existing anchorages.
- 2) Wheelchair securement anchorages do not meet requirements.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 445.APPENDIX B Procedures for Type II Special Education School Buses

Generally, a school bus used for transporting children declared eligible for special transportation services shall comply with the applicable minimum standards for either a Type I school bus (see 92 Ill. Adm. Code 440) or a Type II school bus (see 92 Ill. Adm. Code 442). However, due to the nature of certain challenging conditions, vehicles utilized for special education transportation shall be adapted to the specific needs of the children receiving this service. These needs may require modification of the minimum standards. Equipment necessary for the transportation of special education students must be resolved in the student's Individualized Education Program.

The interior design of these vehicles will not be a cause for rejection provided an approval, issued by the Department, is presented to the Certified Safety Tester at the time of inspection.

a) Grab
Handles

PROCEDURES/SPECIFICATIONS:

Grab handles shall be provided on each side of front right service door only when this door is used for entry and exit of children.

REJECT VEHICLE IF:

Grab handles are not securely attached, do not meet requirements or are missing.

b) Lifts and
Ramps

PROCEDURES/SPECIFICATIONS:

Floor of ramp or lift shall be covered with nonskid material.

Protection against dust and water sufficient to ensure reliable operation must be present.

REJECT VEHICLE IF:

Lifts and ramps do not operate properly or do not meet requirements.

1) Power Lift

PROCEDURES/SPECIFICATIONS:

If power lift is used, it shall be of sufficient capacity and dimension to lift maximum imposed load, lift at top and bottom travel limits shall provide easy entrance and exit

from the lift.

If electricity is used, the alternator or generator and battery must be of increased capacity.

Controls shall be operable from both interior and exterior of vehicle.

Device shall be installed which will be used to prevent operation of lift until doors are opened.

In travel position, the lift must be in its uppermost position and securely fastened.

Vehicles of less than 54-passenger capacity constructed for transportation of handicapped children may have the fuel tank located behind rear wheels, inside or outside chassis frame, with fill pipe located on right side of body.

REJECT VEHICLE IF:

Power lift does not operate properly or does not meet requirements.

2) Ramp

PROCEDURES/SPECIFICATIONS:

Ramp shall be of sufficient strength and rigidity to support the imposed load. Shall be equipped with protective flange on each longitudinal side to keep wheelchair on ramp.

Ramp shall be equipped with handle, or handles, and be of sufficient weight to permit one person to put ramp in place and return to storage place.

Ramp shall be connected to bus at floor level in such manner as to permit easy access of wheelchair to floor of bus.

Ramp length shall be sufficient for easy entry and exit.

REJECT VEHICLE IF:

Ramp does not operate properly or does not meet requirements.

c) Over Center
Door

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Control

PROCEDURES/SPECIFICATIONS:

Over center door control shall be provided only when this door is used for entry and exit of children.

REJECT VEHICLE IF:

If installed, does not operate properly, does not meet requirements or is missing when required.

d) Seat Safety Belts

PROCEDURES/SPECIFICATIONS:

In buses manufactured on or after April 1, 1977, seat safety belts are required at each designated seating position. (49 CFR 571.208)

In buses manufactured prior to April 1, 1977, seat belts are optional. If safety belts are installed, they must be securely fastened to the seat or the floor of the vehicle.

Special education school buses may be equipped with passenger seats that do not have guard barriers installed in front of them. These passenger seats are to be used only by students' aids and must be equipped with seat safety belts at each seating location used by an aid. The school bus driver must present a letter from the Commercial Vehicle Safety Section approving this exception.

REJECT VEHICLE IF:

If installed, seat safety belts are not securely fastened to the seat or the floor of the vehicle.

Barrier is not present in front of aid's seat and no seat safety belt is provided. No letter of exception provided.

e) Special Light

PROCEDURES/SPECIFICATIONS:

Light shall be placed inside bus over special service door opening, or at other location if shielded to prevent glare. The lamp shall illuminate the floor inside the opening and shall be operated from door area.

REJECT VEHICLE IF:

Special light does not operate properly, does not meet requirements or is missing.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

f) Special Service Door

PROCEDURES/SPECIFICATIONS:

A special door opening may be located on right side of bus far enough to rear to prevent door, when open, from obstructing front right service door. Door opening shall be adequate to accommodate wheel chairs.

Door shall be equipped with device that will actuate audible or visible signal, located in driver's compartment, when special service door is not securely closed.

Each door shall contain a fixed or movable window aligned with and of same size (as nearly as practicable) as other windows on right side of bus.

Each door panel shall open outward and a positive fastening device shall be installed to hold door in open position. When the special service door is completely open for loading and unloading passengers with special needs and being held by the fastening device the audible alarm can be deactivated.

Door panels shall be constructed to be equivalent in strength and materials to other school bus doors.

Door posts and headers shall be reinforced sufficiently to provide support and strength equivalent to area of side of bus not used for service doors. Outriggers from chassis shall be installed at front and rear of door openings to support floor with same strength as other floor portions.

Bi-parting doors (if installed) must meet the following requirements:

Bi-parting doors shall be made of two panels of approximately equal width. They shall be hinged to side of bus and each panel shall open outward. Forward panels shall be provided with overlapping flange to close space where door panels meet and weather seal shall be provided to close all door edges.

Bi-parting doors shall be equipped with at least one-point fastening device on rear panel to floor or header and at least two-point fastening device to floor and header on forward door panel, both manually operated.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Sliding doors are acceptable provided they meet manufacturer's specifications.

In buses manufactured prior to January 17, 1994, positive wheelchair securement anchorages shall be provided and attached to the floor, walls, or both, that will securely hold wheelchair in position in bus.

REJECT VEHICLE IF:

Special service door does not operate properly. Does not meet requirements. Audible or visible alarm does not work or is missing.

Bi-parting or sliding doors do not operate properly or do not meet requirements. Door does not seal properly. Weather seal is cracked or missing.

In buses manufactured on or after January 17, 1994, each wheelchair location must be equipped with forward-facing wheelchair securement anchorages. Additional securement anchorages which allow other than forward-facing orientation can be added to a wheelchair location provided the forward-facing anchorages are not altered and the additional anchorages meet the same standards as the existing fastening devices. (58 FR 4586, January 15, 1993)

g) Wheelchair
Occupant
Restraints

PROCEDURES/SPECIFICATIONS:

1) For buses manufactured prior to January 17, 1994, appropriate and adequate wheelchair occupant restraints must be installed at each wheelchair location which transports a student in a wheelchair. The restraints must be securely anchored to the wheelchair or the floor of the vehicle.

In buses manufactured on or after January 17, 1994, each wheelchair location must be equipped with two wheelchair securement anchorages in the rear and two anchorages in the front. Each securement device must be either of webbing or strap and provide means of adjustment or of a design that provides limited movement. (58 FR 4586, January 15, 1993)

REJECT VEHICLE IF:

2) For buses manufactured on or after January 17, 1994, each wheelchair location which transports a student in a wheelchair must be equipped with:

A) Not less than one anchorage for the upper end of the upper torso restraint;

B) Not less than two floor anchorages for wheelchair occupant pelvic and upper torso restraint; and,

C) Wheelchair occupant pelvic and upper torso restraints. (58 FR 4586, January 15, 1993)

REJECT VEHICLE IF:

Wheelchair occupant restraints do not meet requirements.

h) Wheelchair
Securement
Anchorages

PROCEDURES/SPECIFICATIONS:

In buses manufactured prior to January 17, 1994, wheelchair securement anchorages securely do not hold wheelchair to floor, walls or both.

In buses manufactured on and after January 17, 1994:

1) Each wheelchair location is not equipped with forward-facing wheelchair securement anchorages. Additional anchorages do not meet same standards as existing anchorages.

2) Wheelchair securement anchorages do not meet requirements.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

1) Heading of the Part: Inspection Procedures for Type I School Buses2) Code Citation: 92 Ill. Adm. Code 441

<u>Section Numbers:</u>	<u>Proposed Action:</u>
441.10	New Section
441.20	New Section
441.25	New Section
441.30	New Section
441.40	New Section
441.APPENDIX A	New Section
441.APPENDIX B	New Section
441.APPENDIX C	New Section
441.APPENDIX D	New Section
441.APPENDIX E	New Section
441.APPENDIX F	New Section
441.APPENDIX G	New Section
441.APPENDIX H	New Section
441.APPENDIX I	New Section
441.APPENDIX J	New Section
441.APPENDIX K	New Section
441.ILLUSTRATION A	New Section
441.ILLUSTRATION B	New Section
441.ILLUSTRATION C	New Section
441.ILLUSTRATION D	New Section
441.ILLUSTRATION E	New Section

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 12-800 through 12-820 [625 ILCS 5/12-800 through 12-820] and pars. 13-100 through 13-116 [625 ILCS 5/13-100 through 13-116]5) A Complete Description of the Subjects and Issues Involved:

By this Notice of Proposed Rules, the Department proposes to establish a new Part 441 which consists of the inspection requirements and criteria for Type I school buses. Elsewhere in this issue of the Illinois Register, the Department is repealing Appendices A through G and Illustrations A and B in 92 Ill. Adm. Code 451 which previously addressed the inspection criteria for Type I school buses. Through reorganizing, the Department is clarifying, correcting, adding to the deleting some requirements.

The following analysis indicates changes made to individual components.

Air cleaner:

Adding "not properly attached" as cause for rejection.

Aisle:

Adding criteria pursuant to 57 FR 49413, November 2, 1992

requiring additional emergency exits.

Battery:

Adding "insufficient capacity" as cause for rejection.

Brakes:

Renaming booster to master cylinder.

Adding inspection criteria for brake inspection report.

Adding exception from brake inspection report requirements for new buses.

Bumper:

Adding provisions for optional crossing arm.

Certification Label:

Deleting and removing State certification label as subject of inspection. (Implementation of this requirements proved difficult for buses manufactured for use in another State.)

Defroster:

Adding requirements for auxiliary fans to be securely mounted and have protected blades.

Drive Shaft Guard:

Clarifying protection of each segment of the drive shaft guard.

Emergency Exits:

Adding provisions for optional emergency roof hatches.

Correcting requirement for left emergency door to have glass only in lower portion of the door.

Correcting requirement for only inside release mechanism to be protected.

Adding provisions for optional emergency windows.

Clarifying alarm requirements for optional and required exits.

Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Entrance Door:

Adding provisions for over-the-center-door control.

Adding requirements that door must seal properly.

Correcting error in locks and alarm requirements.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Deleting requirement that locking system be dependent on driver being seated to operate the door. (It is physically impossible and unnecessary for driver to remain seated.)

Exhaust System:

Amending requirements for shielding diesel powered engines.
Adding rejection criteria for shielding requirements.

Fire Extinguisher:

Adding approval of halon fire extinguisher.

First Aid Kit:

Clarifying requirements that minimum number of packages be sealed.
Adding approval of OSHA approved blood-borne pathogen kits.
Removing Commercial Type as a kit option.
(Commercial Type kits are no longer used by the industry.)

Floor Covering:

Adding metal floor stripping as subject to inspection.

Frame and Body:

Adding provisions for collision damage as subject to inspection.

Fuel Storage System:

Correcting language to require fuel filler cap to meet manufacturer's specifications.
Adding exception for shielding of some diesel powered engines.
Expanding alternate fuel inspection criteria for liquefied petroleum gas and compressed natural gas.

Heaters:

Adding padding requirement if heater is not protected by a seat.

Instrument Panel:

Adding emergency/parking brake indicator light as subject inspection.

Lettering:**Exterior:**

Adding Agency Note regarding marking requirements for interstate operations.
Correcting language by moving emergency window lettering to interior.
Removing requirement for lettering to be located at least 44 inches above the floor level on the rear emergency door.
Correcting lettering requirements by adding "and/or."
Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.
Removing reference to "Newton Weight."

Interior:

Deleting black color requirement for front lettering.
Adding labeling requirements for left doors and windows for consistency with construction standards.
Adding provisions for optional route identification markers.
Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Lights:

Renaming cluster to identification lights.
Correcting error in eight light flashing system by adding instructions to close the door.
Eliminating headlight aiming requirement as subject to inspection.
Renaming marker to sidemarker lights.
Clarifying stepwell light requirements.
Adding exception for armored turn signal lights on buses which transport less than 33 passengers.

Mirrors:

Adding provisions for combining convex crossover mirrors with other mirrors.
Clarifying language for consistency with Type II school bus requirements.
Eliminating reference to vehicles which were manufactured prior to 1974.

Paint:

Adding provisions for optional reflectorized tape.
Adding provisions for required reflectorized tape pursuant to 57 FR 49413, November 2, 1992.

Projections:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Adding provisions for eliminating dangerous projections.
Clarifying provisions for optional equipment installed in the bus.

Rub Rails:

Eliminating requirement for rub rail on all functioning doors.

Seat Belts:

Adding requirement for optional belts to meet federal standards.

Seat, Passenger:

Clarifying requirements for seat spacing measurements.
Deleting detailed requirements for fiberglass or plastic seating. (Fiberglass and plastic seating are no longer being used by the industry.)
Adding criteria for flip-up seats pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Steering:

Adding Agency Note regarding steering shaft for Navistar chassis.

Steps:

Adding provisions for white nosing on steps.

Stop Arm Panel:

Adding language pursuant to 56 FR 20363, May 3, 1991 requiring stop arm panels.
Clarifying language pursuant to P.A. 88-415 which allows octagon-shaped semaphores on all school buses.
Approving optional strobe lamps.

Wheels/Tires:

Adding proper inflation of tires as subject to inspection.
Changing requirement for measuring tread groove depth on steering axle from three locations on the tire to one location. (Change is being made for consistency with 625 ILCS 5/12-405(d).)

Windows:

Adding an exception which states the requirements of this

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

subsection do not apply to a window or glazed panel installed forward of a front passenger seat, and are optional for a window installed either beside a rear passenger seat, or in a side emergency exit. Exception is pursuant to 92 Ill. Adm. Code 440 - Minimum Safety Standards for the Construction of Type I School Buses.

6) Will these proposed rules replace any emergency rule currently in effect? No.

7) Do these rulemakings contain an automatic repeal date? No.

8) Do these proposed rules contain incorporation by reference? Yes. These conform to Section 5-75(a) of the Illinois Administrative Procedure Act.

9) Are there any other proposed rule pending on this part? No.

10) Statement of Statewide Policy Objectives:
This rulemaking will affect units of local government which own or operate Type I school buses.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:
Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

By U.S. Mail:

Ms. Catherine Allen
Illinois Department of Transportation
Division of Traffic Safety
P. O. Box 19212
Springfield, Illinois 62794-9212

By Messenger or Inter-Agency Mail:

DOT Annex Building
3215 Executive Park Drive
3rd Floor
Springfield

JCAR requests, comments and concerns regarding this rulemaking addressed to:

Christine Caronna-Beard, Rules Manager
Illinois Department of Transportation, Room 300
Springfield, Illinois 62764
Phone (217) 782-3215

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Comments received within forty-five days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

- A) Types of small businesses affected: This Part affects small businesses which own or operate Type I school buses in Illinois.
- B) Reporting, bookkeeping or other procedures required for compliance: No reporting requirements are required for compliance.
- C) Types of professional skills necessary for compliance: No new or additional professional skills are necessary for compliance with this rulemaking.

The full text of the Proposed Rules begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

PART 441

INSPECTION PROCEDURES FOR TYPE I SCHOOL BUSES

Section	Purpose and Scope
441.10	Application
441.20	Incorporation by Reference of Federal Regulations
441.25	Standards of Construction
441.30	Definitions
441.40	APPENDIX A Air Cleaner Through Barrier, Guard
APPENDIX B	Battery or Batteries Through Bumper, Front
APPENDIX C	Bumper, Rear Through Drive Shaft Guard
APPENDIX D	Electrical System Through Fenders
APPENDIX E	Filter, Oil Through Frame and Body
APPENDIX F	Fuel Storage and Delivery System Through Horn
APPENDIX G	Instruments and Instrument Panel Through Locked Compartment
APPENDIX H	Mirrors Through Rub Rails
APPENDIX I	Seat Belts Thru Steps, Entrance
APPENDIX J	Stop Arm Panel Through Tow Hooks
APPENDIX K	Undercoating Through Windshield Wipers
ILLUSTRATION A	Stop Arm Panels
ILLUSTRATION B	Exhaust Guidelines
ILLUSTRATION C	Brake Inspection Report
ILLUSTRATION D	Propane Decal
ILLUSTRATION E	Driver's Pre-Trip Inspection Requirements and Sample Form

AUTHORITY: Implementing and authorized by Article VIII of the Illinois Vehicle Equipment Law [625 ILCS 5/Ch. 12, Art VIII] and the Illinois Vehicle Inspection Law [625 ILCS 5/Ch. 13.]

SOURCE: Adopted at 18 Ill. Reg. _____, effective _____.

Section 441.10 Purpose and Scope

This Part prescribes the requirements of the Illinois Department of Transportation governing:

- Implementation of Article VIII, the Illinois Vehicle Equipment Law [625 ILCS 5/Ch. 12, Art VIII];
- Inspection procedures for Type I school buses; and
- Performance of the daily pre-trip inspection by school bus drivers.

Section 441.20 Application

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

This Part applies to the following persons:

- a) Department personnel;
- b) Owners of Official Testing Stations;
- c) Employees of Official Testing Stations;
- d) School bus operation managers; and
- e) School bus drivers.

Section 441.25 Incorporation by Reference of Federal Regulations

Whenever this Part refers to the Code of Federal Regulations and that reference incorporates the federal regulations by reference, the federal regulations incorporated shall be that which was effective as of October 1, 1992, as amended at 57 FR 49413, November 2, 1992; as amended at 57 FR 57000, December 2, 1992; as amended at 57 FR 57020, December 2, 1992 not including any later amendments or editions. Copies of appropriate federal regulations are available for inspection at the Department's Commercial Vehicle Safety Section.

Section 441.30 Standards of Construction

- a) "Shall" and "must" are used in the imperative sense. "Shall" imposes an obligation to act. "Must" defines a condition that is to be satisfied. "May" allows permissiveness under terms specified in the standards. "Will" indicates intention, promise or willingness.
- b) Words imparting the masculine gender include the feminine.
- c) Changes in the administration of the state school bus inspection program and changes to federal and state law have caused the purchase or manufacture date of school buses to be critical in the application of this Part. The effective dates for some of these standards will vary.

- 1) Exemptions to some standards are provided for school buses purchased prior to September 1974, the effective date of the Department's "Vehicle Inspection Stations Governing School Buses."
- 2) Exemptions to some standards are provided for school buses manufactured prior to March 1977, the date of the Department's Order "Minimum Safety Standards for Construction of Type I School Buses."
- 3) Some standards are identified with other effective dates. These standards are applicable to all school buses manufactured or purchased after the identified date or during the time frame specified.

Section 441.40 Definitions

"Body" - Portion of vehicle that encloses the occupant and cargo spaces and separates those spaces from the chassis frame, engine compartment, driveline, and other chassis components, except certain chassis controls used by the driver.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

"Body-on-Chassis" - Completed vehicle consisting of a passenger seating body mounted on a truck type chassis (or other separate chassis) so that the body and chassis are separate entities, although one may reinforce or brace the other.

"Bus" - Every motor vehicle, other than a commuter van, designed for carrying more than ten persons. (Section 1-107 of the Illinois Vehicle Code (the Code)) [625 ILCS 5/1-107]

"Chassis" - Every frame or supportive element of a school bus that contains but is not limited to the axles, engine, drive train, steering components, and suspension which the body is attached to. (Section 1-110.1 of the Code)

"Code" - The Illinois Vehicle Code [625 ILCS 5].

"Commercial Vehicle Safety Section" (CVSS) - A section of the Bureau of Safety Programs of the Division of Traffic Safety of the Illinois Department of Transportation.

"Department" - The Department of Transportation of the State of Illinois, acting directly or through its authorized agents or officers. (Section 13-100 of the Code)

"Empty Weight" - Unloaded vehicle weight; i.e., the weight of a vehicle with maximum capacity of all fluids necessary for operation of the vehicle but without cargo or occupant.

"Federal Motor Vehicle Safety Standards" (FMVSS) - The rules, regulations and standards set forth in 49 CFR 571.

"Gross Vehicle Weight Rating or GVWR" - The value specified by the manufacturer as the loaded weight of the school bus. (Section 12-800 of the Illinois Vehicle Equipment Law)

"Illinois Vehicle Equipment Law" - [625 ILCS 5/12-100 through 12-902]

"Manufacturer" - (unless otherwise indicated at the point of use) means the person or organization whose name follows "MANUFACTURED BY" or "MFD BY" on the federal and state certification label.

"Newton" (N) - Metric unit of force and weight. N = mass multiplied by the standard acceleration of free fall, or "gravity" (i.e., 9.8).

"Passenger" - Every occupant of the vehicle who is not the driver.

"Purchase Date" - Date when purchase transaction was completed, not when body or chassis was built.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

"School Bus" -

Division remodelled for use and used as motor vehicles of the Second Division, and those motor vehicles of the First Division used and registered as school buses. (Section 1-217 of the Code)

Type I School Bus - A School Bus with gross vehicle weight rating of more than 10,000 pounds.

Type II School Bus - A School Bus with gross vehicle weight rating of 10,000 pounds or less. (Section 12-800 of the Illinois Vehicle Equipment Law)

Every motor vehicle, except as provided below, owned or operated by or for any of the following entities for the transportation of persons regularly enrolled as students in grade 12 or below in connection with any activity of such entity:

Any public or private primary or secondary school; Any primary or secondary school operated by a religious institution; or

Any public, private or religious nursery school.

This definition shall not include the following:

A bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when such bus is not traveling a specific school bus route but is:

On a regularly scheduled route for the transportation of other fare paying passengers;

Furnishing charter service for the transportation of groups on field trips or other special trips or in connection with other special events; or

Being used for shuttle service between attendance centers or other educational facilities.

A motor vehicle of the first division. (Section 1-182 of the Code)

"Vehicle" -

First Division: Those motor vehicles which are designed for the carrying of not more than ten persons.

Second Division: Those vehicles which are designed for carrying more than ten persons, those designed or used for living quarters and those vehicles which are designed for pulling or carrying property, freight or cargo, those motor vehicles of the First

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX A Air Cleaner Through Barrier, Guard

a) AIR CLEANER

PROCEDURE/SPECIFICATIONS:

Any type is acceptable.

REJECT VEHICLE IF:

Air cleaner is not properly attached or is missing.

b) AISLE

PROCEDURES/SPECIFICATIONS:

Unobstructed minimum clearance leading from service door to emergency door (or back of bus) must be at least 12 inches (305 mm) wide. For buses manufactured in July 1987 or later, aisle width at two inches below top of seat back must be 15 inches (380 mm). Floor to ceiling height must be a minimum of 68.9 inches (1.75 m) at any location within the aisle.

A dedicated aisle may be adjacent to any side emergency door. For buses manufactured on or after May 2, 1994, the following must be met:

- 1) The aisle must be unobstructed at all times.
- 2) No portion of a seat or barrier may extend past the door opening.
- 3) No portion of the door latch mechanism can be obstructed by a seat.
- 4) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Aisle does not meet minimum standards.

c) ALTERNATOR
(GENERATOR)

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

The generator, or alternator with rectifier, shall have a minimum capacity rating of 60 amperes and shall be capable of meeting all electrical requirements.

REJECT VEHICLE IF:

Alternator does not meet minimum standards or is not functioning.

d) AXLES

PROCEDURES/SPECIFICATIONS:

Must meet federal chassis requirements as indicated on federal certification label. 49 CFR 568 (1992)

REJECT VEHICLE IF:

Axles show visible signs of apparent damage, leaking fluids or are not firmly attached.

e) BARRIER,
GUARDPROCEDURES/SPECIFICATIONS:

A guard barrier, constructed and thickly padded so as to provide head, knee and leg protection, shall be installed in front of each forward facing passenger seat that does not directly face the rear surface of another passenger seat. The barrier must measure the same height as the passenger seat back directly behind that barrier (i.e., 24 inches). 49 CFR 571.222

In a bus manufactured in January 1988 or later, guard barriers must measure the same height as the seat back directly behind that barrier (i.e., 28 inches).

Exception: In a bus manufactured from July 1, 1987, to December 31, 1987, the barrier may be less than the required 28 inch seat back.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Exception: In a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, the barrier may consist of a floor-to-ceiling vertical stanchion, padded to within three inches of ceiling and floor, and a stanchion-to-wall, fully padded, horizontal guard rail. However, if located adjacent to stepwell, this type barrier shall include a stepwell guard panel that extends from the stanchion to the wall and from the guard rail to within two inches of the floor.

Exception: All buses manufactured prior to September 1974 are exempt from padding on stanchions and guard rails.

Exception: See 92 Ill. Adm. Code 445.APPENDIX A (Inspection Procedures for Special Education School Buses) for possible exception.

REJECT VEHICLE IF:

Barrier is not solidly attached. Padding or covering shows wear and tear. Barrier does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX B Battery or Batteries Through Bumper, Front**a) BATTERY OR BATTERIES**PROCEDURES/SPECIFICATIONS:

One or more batteries may be mounted either in engine compartment or on outside of passenger/driver area. Battery (or batteries together) in a 12 volt system shall be rated, when new, to provide the following:

Engine manufacturer's recommended Cold Cranking Current (amperes for 30 seconds) at -18 degrees C (0 degree F) or, at the purchaser's option, at -29 degrees C (-20 degrees F).

The battery(s) shall provide a Reserve Capacity (duration of 25 ampere current flow) at 27 degrees C (80 degrees F) for no less than 135 minutes.

Low rate discharge capacity of 90 ampere-hours or more (20 hour discharge test at 80 degrees F).

Exception: A bus manufactured in August 1974 or earlier may have a 70 ampere-hour battery, in a 12 volt system.

REJECT VEHICLE IF:

Battery or batteries are not securely mounted; excessively corroded; of insufficient capacity.

PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Cables are corroded or are not securely attached.

b) BATTERY CABLES**c) BATTERY**

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

CARRIER

PROCEDURES/SPECIFICATIONS:

When the battery is mounted outside the engine compartment it shall be welded or bolted in a closed, weather-tight, and vented compartment that is located and arranged so as to provide for convenient routine servicing. The battery compartment door, or cover, shall be secured by a manually operated latch or other fastener. A latch or fastener must be designed in such a fashion as to keep the door closed when in the latched position. Each electrical cable connecting the battery in this carrier to the body or chassis shall be one piece between the terminal connector and the first body or chassis terminal connector.

REJECT VEHICLE IF:

Battery carrier does not meet requirements.

d) BRAKES

PROCEDURES/SPECIFICATIONS:

Every motor vehicle shall be equipped with two separate means of applying the brakes and they shall be so constructed that failure of any one part of the operating mechanism shall not leave the motor vehicle without brakes. (Section 12-301(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Brakes do not meet requirements.

1) Backing
PlatePROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Backing plate is in poor condition.

2) Drums/
Discs

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

Inspect drums and/or discs for cracks or for being worn or reworked beyond the marked discard limit.

REJECT VEHICLE IF:

Worn or reworked beyond the following limits:

- 1) Drum diameter .040 inch (1mm) under marked discard limit on Type I bus.
- 2) Drum diameter .030 inch (.75mm) under marked discard limit on Type II bus.
- 3) Disc thickness .030 inch (.75mm) over marked discard limit on any bus.
- 4) Other rework (rebore, reface) limit specified by chassis manufacturer.

3) Emergency
/Parking
BrakePROCEDURES/SPECIFICATIONS:

Emergency/parking brake system must apply brakes to at least two wheels. (Section 12-301(a) of the Illinois Vehicle Equipment Law)

Micro brakes are not considered a separate means of braking and are not acceptable.

Procedures for testing:

- 1) Apply operating control fully.
- 2) Check actuating mechanism for release.

Brake Performance Test:Using Drive-On Pad Type Tester:

- 1) Drive vehicle onto brake machine pads at 4-8 m.p.h.
- 2) Apply emergency/parking brakes to bring

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

vehicle to a halt. Do not lock wheels.

- 3) Note the braking forces registered by the brake machine.

Using Roll-On Type Tester:

- 1) Position axle with emergency brake onto roller.
- 2) Apply emergency brake but do not lock wheels.

REJECT VEHICLE IF:

Emergency/parking brake does not meet requirements.

Procedures for testing:

- 1) Not equipped with emergency/parking brakes. Operating mechanism does not hold in the applied position.
- 2) Actuating mechanism does not fully release when release control is operated properly.

Brake Performance Test:

Drive-On Tester:

Machine does not register a total braking force of at least 20% of vehicle empty weight. Braking forces at opposite wheels on same axle vary more than 20%.

Roll-On Tester:

Machine does not register a total braking force of at least 20% of vehicle empty weight. Braking forces at opposite wheels on same axle vary more than 20%.

- 4) Emergency
Brake
Ratchet
(Pedal or
Lever)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

Must be in proper adjustment. A warning light must be visible when emergency brake is activated.

REJECT VEHICLE IF:

Emergency brake ratchet or warning light do not meet requirements.

- 5) Pedal
Clearance
(Service
Brakes)

PROCEDURES/SPECIFICATIONS:

Minimum 1 1/2 inch clearance with pedal fully depressed.

REJECT VEHICLE IF:

Pedal clearance does not meet requirements.

- 6) Power
Systems

A) Air

PROCEDURES/SPECIFICATIONS:

With air system fully charged (compressor governor "cut-out") run engine at low idle. Make one full (maximum) brake application and immediately record reservoir air pressure.

Apply and release brakes until pressure indicated on the air gauge is at least 10 psi (i.e., pounds per square inch) below governor "cut-in" pressure. Run engine at high idle and determine seconds required to raise reservoir pressure from recorded pressure.

REJECT VEHICLE IF:

Time required to raise air pressure from recorded to cut-out is more than 30 seconds.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Air gauge is missing or does not operate.

**B) Electric/
Hydraulic**

PROCEDURES/SPECIFICATIONS:

Turn engine "off." Depress service brake pedal. Electric hydraulic pump must come "on" (listen).

REJECT VEHICLE IF:

Electric pump does not operate properly or is absent.

C) Hydraulic

PROCEDURES/SPECIFICATIONS:

Inspect booster belt(s), supports, tubes, hoses, connections and general condition. Clean reservoir and cover as necessary and check master cylinder fluid level. Do not contaminate fluid.

Turn engine "on." Warning signal must come on (look/listen). Depress brake pedal lightly. Start engine. Pedal must move down slightly (feel). Warning signal must go "off" (look/listen).

REJECT VEHICLE IF:

Belt is slack or worn; tube or hose is damaged; any part leaks or is cracked; master cylinder fluid is below maximum level.

Either booster or warning signal does not operate properly.

**D) Vacuum/
Hydraulic**

PROCEDURES/SPECIFICATIONS:

Inspect tank(s), chambers, hoses, tubes, connectors, clamps, and booster air cleaner.

Inspect supports and attachments.

With engine off, repeatedly apply service

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

brakes until vacuum is depleted, with medium pressure on brake pedal, start engine; release brake and operate engine until maximum vacuum is established; stop engine; apply service brakes hard.

With brakes still applied, start engine; after one minute of running engine, check "Low Vacuum" indicator.

REJECT VEHICLE IF:

Any component is restricted, collapsed, scraped, cracked, loose, or broken. Booster air cleaner is clogged.

Any support or attachment is broken. Any connecting line or other component is not attached or supported so as to prevent damage from scraping or rubbing.

Foot pedal does not fall away from foot when engine is started; insufficient vacuum reserve to permit one full service brake application after engine is off without actuating "low vacuum" indicator; valve or diaphragm leaking.

**7) Service
Brakes**

PROCEDURES/SPECIFICATIONS:

Must be equipped with service brakes on all wheels. (Section 12-301(a)(5) of the Illinois Vehicle Equipment Law)

Must be equipped with a "split system" on service brakes. 49 CFR 571.105

Power-assisted service brakes are required. 49 CFR 571.105

REJECT VEHICLE IF:

Service brakes do not meet requirements.

**A) Brake
Inspection**

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Report

PROCEDURES/SPECIFICATIONS:

Verify Brake Inspection Report for following (refer to Section 441. Illustration C for example of form):

1. Vehicle Identification Number (VIN), make and year must correspond to the bus presented for inspection.
2. The Brake Inspection Report must indicate the date and mileage at time the brake inspection was performed. If date is more than one year prior to time of inspection or mileage has exceeded 10,000 miles, a brake inspection must be performed.
3. The form must be completed with all required information. No blank lines are acceptable.

Exception: If the bus has operated less than 10,000 miles and less than 12 months have passed since the bus was manufactured, an SB6 form is not required. Write "Less than 10,000 miles and less than one year old" in the remarks section on the Vehicle Inspection Report.

REJECT VEHICLE IF:

Absent, invalid, or incomplete Brake Inspection Report.

B) Brake
Performance
Test

PROCEDURES/SPECIFICATIONS:Using Drive-On Pad Type Brake Tester:

Check vehicle's stopping ability before testing.

Drive vehicle onto brake machine pads at 4-8 m.p.h.

e) BUMPER,
FRONT

PROCEDURES/SPECIFICATION:

Either channel type, formed of rolled steel at least .177 inch (4.5 mm) (approximately 3/16 inch) thick, or approved energy absorbing type.

Apply service brakes to bring vehicle to a halt. Do not lock wheels.

Note the braking forces registered by the brake machine.

Using Roll-On Type Tester:

When using roller-type tester each axle must be tested separately. Transmission must be in neutral when testing brakes on any drive axle.

Drive front axle onto rollers. Start roller motor. Apply service brakes but do not lock wheels.

Repeat the above steps for each axle.

The total braking force on a vehicle must be determined by adding the results of the test on each axle.

REJECT VEHICLE IF:Drive-On Tester:

Machine does not register a total braking force of at least 60% of the vehicle empty weight.

Roll-On Tester:

Braking forces at opposite wheels on same axle vary more than 20%.

Machine does not register a total braking force of at least 60% of the vehicle empty weight. Braking forces at opposite wheels on same axle vary more than 20%.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Buses manufactured in August 1974 or later must have 7.9 inches (200 mm) or more vertical black face.

Bumper must extend to outer edges of fenders and other front end sheet metal. Must be of strength to permit pushing vehicle of equal weight without permanent distortion.

Bumper may be equipped with a crossing control arm. Crossing control arms can only display yellow reflectors or yellow lamps.

Exception: Buses manufactured prior to September 1974 are exempt from bumper thickness and 7.9 inch face requirement.

REJECT VEHICLE IF:

Front bumper does not meet thickness, face height and color requirements. Must be solidly attached, in good condition, free from damage and sharp edges.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX C Bumper, Rear Through Drive Shaft Guard**a) BUMPER,
REAR**PROCEDURES/SPECIFICATIONS:

Channel steel at least .18 inch (4.55 mm) (approximately 3/16 inch) thick with a minimum 8.9 inches (225 mm) black face, full wrap around and attached so as to prevent hitching rides (i.e., "nonhitchable").

Shall be attached so that removal is possible by commonly available hand tools.

Shall be of strength to permit bus being pushed by another vehicle without permanent distortion.

AGENCY NOTE:

"Nonhitchable" is defined as the rear of the bus being designed and maintained to prevent or discourage riding or grasping rear of bus so as to "hitch" rides.

REJECT VEHICLE IF:

Rear bumper does not meet requirements. Not solidly attached. Sharp edges are present. Rear bumper is hitchable.

**b) CERTIFICATE AND
REGISTRATION
CARD HOLDER**PROCEDURES/SPECIFICATIONS:

At least one card holder with a transparent face no less than 5.9 inches by 3.9 inches (150 mm by 100 mm) shall be securely affixed to the inside header panel out of students' easy reach.

REJECT VEHICLE IF:

Certificate and registration card holder does not meet requirements.

**c) CERTIFICATION
LABEL (FEDERAL)**PROCEDURES/SPECIFICATIONS:

Inspect federal certification label if the

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

chassis (incomplete vehicle) was manufactured on or after June 1, 1971. The certification label may be supplemented by an alterer's certification.

The manufacturer's label must contain the following information:

- 1) Name of vehicle (bus) manufacturer and the month and year in which manufacture of the vehicle was completed;
- 2) Name of incomplete vehicle (chassis) manufacturer and the month and year in which he performed his last manufacturing operation on the incomplete vehicle;
- 3) Gross vehicle weight rating, or ratings (GVWR);
- 4) Gross axle weight ratings (GAWR);
- 5) The statement, "This vehicle conforms to all applicable federal motor vehicle safety standards in effect in (month/year)";
- 6) The vehicle identification number (VIN);
- 7) The vehicle's classification (usually "bus"). 49 CFR 567.5

Alterer's certification: A certified vehicle might have been altered before its purchase for use as a school bus. The alterations may have included, but are not limited to, classification changes, gross weight rating changes, or changes to the application/effective date of a federal motor vehicle safety standard. If any such alteration occurred, the bus must carry an additional federal label that identifies the alterer, shows when alteration was completed, "as altered" GVWR, GAWR and classification (if changed). It must also state that the altered vehicle conforms to all applicable federal motor vehicle safety standards in effect in (month/year). 49 CFR 567.7

REJECT VEHICLE IF:

A required label is absent, defaced, destroyed, not riveted, or not permanently affixed. "Permanently affixed" means the label cannot be removed without destroying or defacing it.

A certification label does not contain the required statement and all other information required for that label.

PROCEDURES/SPECIFICATIONS:

Using heat from heaters and circulation from fans, defrosting equipment shall keep the windshield, the windows to the left of the operator, and the glass in the service door clear of fog, frost, and snow. Must conform to federal standards 49 CFR 571.103.

(Auxiliary fans are not considered to be a defrosting and defogging system.)

REJECT VEHICLE IF:

Defrosting system does not function properly.

Auxiliary fans are not securely mounted or blades are not protected.

PROCEDURES/SPECIFICATIONS:

Shall be of sufficient strength to protect each segment of the drive shaft and prevent it from going through the floor or dropping to the ground if broken.

REJECT VEHICLE IF:

Drive shaft guard is missing, not firmly attached, or does not properly protect each segment of the drive shaft.

d) DEFROSTERS

e) DRIVE SHAFT
GUARD

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX D Electrical System Through Fenders

a) ELECTRICAL
SYSTEM

1) Circuits

PROCEDURES/SPECIFICATIONS:

Shall be arranged in at least nine regular circuits as follows:

- 1) Head, tail, stop (brake) and instrument panel lamps;
 - 2) Clearance lamps and any lamp in or adjacent to step risers;
 - 3) Interior lamps;
 - 4) Starter motor;
 - 5) Ignition, emergency exit alarm signals and other alarm signals;
 - 6) Turn signal lamps;
 - 7) Alternately flashing signal lamps and stop signal arm lamps;
 - 8) Horn;
 - 9) Heater and defroster.
- A separate fuse or circuit breaker for each circuit, except starter motor and ignition.

REJECT VEHICLE IF:

Breaks in insulation are present. Not on proper circuit or properly wired.

PROCEDURES/SPECIFICATIONS:

Two extra fuses for each size fuse used on the bus shall be conveniently mounted on the bus body.

REJECT VEHICLE IF:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Fuses are not present or are not conveniently mounted.

3) Switches

PROCEDURES/SPECIFICATIONS:

Check operation and condition.

REJECT VEHICLE IF:

Switches are not operating properly or are missing.

4) Wiring

PROCEDURES/SPECIFICATIONS:

All wires shall be properly insulated and securely attached at not more than 18.1 inches (460 mm) intervals. Check condition.

REJECT VEHICLE IF:

Insulation is frayed or missing. Wiring not securely attached.

b) EMERGENCY
EXITSPROCEDURES/SPECIFICATIONS:

All buses must be equipped with either a rear emergency door or a left side emergency door and a rear emergency window. 49 CFR 571.217

Additional emergency exits, including roof hatches, may be required on buses manufactured on or after May 2, 1994. (57 FR 49413, November 2, 1992)

For those buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus. (57 FR 49413, November 2, 1992)

Optional emergency roof hatches are allowed.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

They must be installed according to manufacturer's recommendations and no alarm is required. Open and close roof hatches (required or optional) to verify their operation.

have a 24 inch or more clear horizontal opening and 45 inch or more clear vertical opening above floor. Glazing shall be installed in upper and lower portions. (See Alarms and Locks in this subsection for requirements.)

REJECT VEHICLE IF:

Emergency exits do not meet requirements.
Roof hatches do not open.

Exception: Buses manufactured before September 1974 are exempt from glazing in lower portion of rear emergency door.

1) Side

REJECT VEHICLE IF:PROCEDURES/SPECIFICATIONS:

Inside release mechanism is not protected. Inside and outside release mechanisms are not accessible or do not operate properly. Outside release mechanism is hitchable. Door does not open easily. Location of hinge is incorrect. Size of opening is incorrect. Glazing does not meet requirements. General condition of door (rubber and seal) is poor.

Shall be hinged on front side and open outward. Shall be equipped with safety glass (or equivalent). Glass shall be located in upper portion of the door. Door shall be of at least the same gauge metal as the body. Shall be 24 inches or more clear horizontal opening, with forward edge of opening in line with the rearmost edge of a seat back. Shall have 45 inches or more clear vertical opening. (See Alarms and Locks in this subsection for requirements.)

REJECT VEHICLE IF:

Release mechanism is not protected, accessible, or operable (inside and outside); unable to open easily; hinge is located at incorrect location; location and size of opening is incorrect.

2) Rear

PROCEDURES/SPECIFICATIONS:

Inside release mechanism must be protected against accidental release; easily accessible; readily operated manually without use of remote control, power device, or tool.

Shall have permanently attached inside and outside release handles. Outside release handle must be non-hitchable.

Rear exit shall hinge on right; open outwards;

3) Emergency Window

PROCEDURES/SPECIFICATIONS:

When the emergency door is located on the left side, a rear emergency window shall be provided. Minimum 16 inches high and 48 inches wide. Designed to be opened from the inside or the outside. Hinged on top, designed and operated to insure against accidental closing in an emergency. Inside handle shall provide for quick release. Outside handle shall be nondetachable and nonhitchable. (See Alarms and Locks in this subsection for requirements.)

Optional emergency windows are allowed. They must be labelled "Emergency Exit" in letters at least two inches high, of a color that contrasts with its background, located at the top of or directly above the window on the inside surface of the bus.

REJECT VEHICLE IF:

Operating mechanisms do not function. Glass is cracked or broken.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

4) Alarms and
LocksPROCEDURES/SPECIFICATIONS:

Audible and visual alarms shall alert driver when engine is running and any required emergency exit or optional emergency exit door either:

- 1) Is not fully latched, or
- 2) Is locked and not readily operated manually.

Optional emergency exit windows must be equipped with an audible alarm which is activated when the above criteria is met.

The engine starting system shall not operate while any emergency exit (optional or required) is locked from either inside or outside the bus. "Locked" means that the release mechanism cannot be activated and the exit opened by a person at the exit without a special device such as a key or special information such as a combination.

Alarm cut-off or "squelch" control is prohibited.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, the "not fully latched" alarm may only be audible to the seated driver. The engine starting system may operate while the emergency door is locked.

REJECT VEHICLE IF:

Alarms do not alert driver as required. Locks do not meet requirements.

c) ENTRANCE DOOR

- 1) Physical Requirements

PROCEDURES/SPECIFICATIONS:

Minimum 24 inch horizontal opening. Minimum

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

68 inch vertical opening. Jack-knife or split type door required on buses purchased after September 1974. If split type door is used and one section opens inward and the other outward, front section shall open outward. Door shall be located on the right side near the front convenient to the seated driver's unobstructed vision. Entrance door shall be power or manually operated from the driver's seat and designed to afford easy release and prevent accidental opening. No parts of the over center door control shall come together so as to shear or crush fingers. The over center door control must operate properly and must not bind or jam. Vertical closing edges shall be equipped with flexible material for a proper seal and to prevent injury. Lower and upper panels of door shall be of safety glass or equivalent. Bottom of lower panel shall be not more than 35 inches from ground when unloaded. Top of upper glass panel shall be not more than 6 inches from top of door. No door is permitted to left of driver.

A service door equipped with power shall also be capable of manual operation in case of power failure.

Exception: All buses purchased prior to September 1974 are exempt from split type door. They may be split, sedan, or jack-knife type.

REJECT VEHICLE IF:

Binding or jamming is evident, malfunctions, over-ride device on power operated door does not function, control not accessible by driver.

Door is missing, loose, or damaged. Rubber seal is missing or torn.

- 2) Locks and Alarms

PROCEDURES/SPECIFICATIONS:

A service door lock is not required, but if

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

any type of service door locking system is installed on the bus, the system shall conform to at least one of the following:

- 1) The locking system shall not be capable of preventing the driver from easily and quickly opening the service door from inside the vehicle; or
- 2) A locking system that is capable of preventing the bus driver from easily and quickly opening the service door shall include an audiovisual alarm. The alarm shall be audible and visible and must alert the driver when the engine is running and the service door is locked. An alarm disconnect, "squench control," or other alarm defeating or weakening device shall be prohibited.

REJECT VEHICLE IF:

Locks and alarms do not meet requirements. Bent, worn, or dislocated parts that would delay quick door release and opening are present.

d) EXHAUST
SYSTEM

PROCEDURES/SPECIFICATIONS:

"Exhaust System" includes each component used to conduct gas from an engine exhaust port (manifold) to authorized exit point, including each sealing, connecting, and supporting component. Exhaust system shall be outside body and attached to chassis. Size of tailpipe shall not be reduced after it leaves muffler. Any flexible component that contains exhaust gas shall be of stainless steel. System shall not leak. System shall have an outlet at its discharge end(s) only.

1) Shielding

PROCEDURES/SPECIFICATIONS:

Any flammable material, electrical insulation, brake hose, or fuel system component

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

containing fuel that is located within 11 13/16 inches (300 mm) of a component containing exhaust gas shall be safeguarded by a heat shield.

Exhaust system shall be shielded from either accidental contact, "hitching to," or "standing on," except at discharge end. A chassis or body component may provide required shield.

Exception: Fuel system components on diesel powered engines that are located within four inches of a component containing exhaust gas shall be shielded.

REJECT VEHICLE IF:

Shielding is not present (if applicable).

2) Discharge

PROCEDURES/SPECIFICATIONS:

The exhaust system's discharge end (tailpipe) shall be within .98 inch (25 mm) of bus side, rear, or rear corner. It must not extend past a side rail or more than one inch past the bumper. Gas shall not be directed towards a door or other opening into bus body. In addition, the discharge end, or ends, shall not be located in any prohibited zone shown in Illustration B.

REJECT VEHICLE IF:

All parts of system are not securely fastened and supported.

Any part is leaking, missing, or patched.

Any part contains holes not made by manufacturer. Exhaust discharges into prohibited zones (see Illustration B).

e) FENDERS

PROCEDURES/SPECIFICATIONS:

Shall be properly braced and free from any

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

body attachment.

There shall be approximately one inch located between front fenders and back face to cowl.

REJECT VEHICLE IF:

Fenders are not solid or in bad condition.

Sharp edges are evident.

Fenders are loose or protrude out.

Section 441.APPENDIX E Filter, Oil Through Frame and Body**a) FILTER, OIL**PROCEDURES/SPECIFICATIONS:

Replaceable element or cartridge type.

Minimum one-quart capacity.

REJECT VEHICLE IF:

Oil filter leaks or does not meet requirements.

b) FIRE**EXTINGUISHER**PROCEDURES/SPECIFICATIONS:

Pressurized dry-chemical gauge type approved by Underwriters' Laboratories, Inc., rating of not less than 10 B.C. mounted in bracket and readily accessible. Sealed with a type of seal that will not interfere with operation. If stored in locked compartment, compartment must be labelled. Halon fire extinguishers (10 B.C.) are approved.

REJECT VEHICLE IF:

Gauge does not indicate in the calibrated or marked "Full Charge" area. Seal is broken. Extinguisher is not mounted, not in a quick release holder or not labelled in compartment, if applicable. Improper rating. Missing.

c) FIRST AID KITPROCEDURES/SPECIFICATIONS:

Kit shall be readily identifiable, removable, and mounted in readily accessible place in driver's compartment -- either in full view or in specified secured compartment (see LOCKED COMPARTMENT). If not carried in compartment, the case shall be dust tight and substantially constructed of durable material. The contents shall include, but not be limited to, the following:

Unit Type (Minimum Contents)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

4" bandage compress - 2 packages (May be 1 package in bus with chassis [incomplete vehicle] manufactured in March 1977 or earlier.)

2" bandage compress - 2 packages (May be 1 package in bus with chassis [incomplete vehicle] manufactured in March 1977 or earlier.)

1" bandage or adhesive compress - 1 package

40" triangle bandage with two safety pins - 1

Splint, wire or wood - 1

A tourniquet or any type of ointment, antiseptic, or other medicine shall not be included.

OSHA approved blood-borne pathogen kits are permitted.

e) FRAME AND BODY

REJECT VEHICLE IF:

Kit is not complete. Dust or other visible dirt is present inside case. Minimum number of individual packages are not sealed. Medicine or tourniquet is present. Locked compartment containing kit is not labelled. Not mounted in readily accessible location. Missing.

d) FLOORS AND FLOOR COVERING

PROCEDURES/SPECIFICATIONS:

Covering in underseat area, including tops of wheel housings, driver's compartment, and toeboard shall be covered with fire-resistant floor covering of type commonly used in passenger transportation equipment. The floor covering in the aisle and entrance area shall be a nonskid, wear-resistant, fire-resistant, and rib type commonly used in commercial passenger transportation vehicles. Covering and metal floor stripping must be permanently bonded to floor and must not crack when

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

subjected to sudden changes in temperature. Bonding or adhesive material shall be waterproof. All seams must be sealed with waterproof sealer.

All openings in floorboard or firewall between chassis and passenger-carrying compartment must be solid and sealed.

Boots and seals around shift levers and emergency brakes must be secure and solidly attached.

REJECT VEHICLE IF:

Abnormal wear and obstructions are present. Holes or openings are present in floors, floor covering, or boots. Metal floor stripping is not securely attached or broken.

PROCEDURES/SPECIFICATIONS:

Visually inspect:

- 1) Body mounts shall be attached and sealed to the chassis cowl so as to prevent the entry of water, dust or fumes through the joint between the chassis cowl and the body.
- 2) Cross members and mounting bolts.
- 3) Engine mounting bolts.
- 4) Frame shall extend to rear of body cross member.
- 5) Frame extension is permitted when alterations are behind rear hanger or rear springs and not for the purpose of extending wheel base.
- 6) Collision damage which is detrimental to the safe operation of the vehicle.

REJECT VEHICLE IF:

- 1) Cracked, loose, missing bolts. Any

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

repair done by welding body to frame, insulation strip missing.

- 2) Loose, cracked, broken or missing.
- 3) Missing, loose.
- 4) Cracked, broken, bent, rusted to a depth as to substantially weaken frame - welding except by body manufacturer.
- 5) Unless permitted, frame extends past wheel base.
- 6) Collision damage which is detrimental to the safe operation of the vehicle.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX F Fuel Storage and Delivery System Through Horn**a) FUEL STORAGE
AND DELIVERY
SYSTEM**PROCEDURES/SPECIFICATIONS:

Entire fuel system, except extensions for driver control of air or fuel, must be outside passenger and driver compartment.

REJECT VEHICLE IF:

Any part of fuel system, except extensions for driver control of air or fuel, is within passenger/driver compartment.

**1) Fuel Filler
Cap**PROCEDURES/SPECIFICATIONS:

Meets manufacturer's specifications. Must be the same as or equivalent to original equipment.

REJECT VEHICLE IF:

Fuel filler cap is defective or missing.

2) Fuel LinesPROCEDURES/SPECIFICATIONS:

Firmly attached. No leakage, seepage, abrasion, or chafing. Must be 1/2 13/16 inches (300 mm) from any part of exhaust system that contains exhaust gas or be safeguarded by a heat shield. Inside engine compartment, the chassis manufacturer's standard shall govern separation and shielding between parts designed by chassis manufacturer.

Exception: Fuel system components on diesel powered engines that are located within four inches of a component containing exhaust gas must be shielded.

REJECT VEHICLE IF:

Fuel lines are cracked, leaking, insecure mounting, damaged, clamps missing, mount clips missing or not separated or not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

shielded properly (if applicable).

3) Fuel Filler
Tube

PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel filler tube leaks or is not secure.

4) Fuel Pump

PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel pump leaks, is damaged or is not secure.

5) Fuel
Tank(s)

PROCEDURES/SPECIFICATIONS:

Tank must be safeguarded by structure that protects from side or angular impact blows. 49 CFR 571.301

Exception: A bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier is exempt from being equipped with a tank guard structure.

REJECT VEHICLE IF:

Fuel tank(s) have leakage, seepage, or abrasion; hole or crack that would leak or seep when tank is full.

6) Fuel tank
mount(s)

PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel tank mount(s) are cracked, loose, or bolts are missing.

7) Fuel tank
straps

PROCEDURES/SPECIFICATIONS:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Check condition.

REJECT VEHICLE IF:

Fuel tank straps are cracked, loose, or missing.

8) Alternate
Fuel Systems
(LPG or CNG)

An alternate fuel system which is no longer in use must be completely removed from the vehicle.

A) Carburetion
Equipment

A fuel filter is required on alternate fuel systems.

B) Container
Installation

i) Compressed or liquefied gas containers shall not be mounted in the passenger or driver's compartment.

ii) Container valves, appurtenances and connections shall be mounted in an enclosed compartment.

iii) Containers shall be located at least 36 inches from the entrance door and any emergency exit. Due to the smaller size of Type II school buses, space limitations may sometimes make it impossible to locate a fuel tank further than 36 inches from an exit. A Type II school bus has a gross vehicle weight rating of 10,000 pounds or less as defined in Section 12-800 of the Illinois Vehicle Equipment Law (625 ILCS 5/12-800). If the original fuel tank for a Type II bus was located within 36 inches from any exit, the alternate fuel container may be located in the same location as the original tank.

C) Identification

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

The fuel identification decal (see Section 441. Illustration E) shall be displayed on the rear of the school bus not more than 12 inches above the top of the rear bumper and within 39 inches of the left side. The decal shall not be placed on any black portion of the bus body.

D) Pipe and Hose Installation

- i) No fuel supply line shall pass through the driver or passenger's compartment.
- ii) The pressure relief device shall be fabricated so that in the event of stress, the pipe or adaptor will break away without impairing the function of the relief valve.
- iii) If installed, the adaptor connecting the piping system to the pressure relief device shall neither touch nor restrict any movable part of the pressure relief valve.
- iv) The relief valve discharge piping system (piping system) must not be reduced at any point from the relief valve to the point of release into the atmosphere.
- v) The piping system shall be routed to minimize sharp elbows or bends. Installation of any commercially available piping installed to meet the manufacturer's specifications is acceptable. Any fittings that restrict the flow of discharge are prohibited. From the pressure relief device adaptor to the atmosphere, the minimum inside diameter of the piping must measure at least 3/4 of an inch.
- vi) The piping system shall neither block nor hamper the operation of any window or door. The piping system shall preserve widths of passageways, aisles and emergency exits.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

- vii) Every portion of the piping system shall be gas tight (except the outlet) and shall be able to withstand forces from the discharge when the relief valve is in full open position. If for any reason the discharge outlet becomes blocked, the piping system must be capable of holding the full system pressure.
- viii) To facilitate the removal of accumulated water, a drain cock shall be installed at the lowest point of the piping system. The drain must be capable of being held open manually and close automatically to prevent expelling LPG if discharged through the relief valve. A weep hole, or other opening that may result in discharged LPG flaming beneath the bus is prohibited.
- ix) The portion of the piping system that leads upward to the atmosphere shall be installed either inside the passenger compartment, on the outside of the bus, or in the body wall between the inner and outer "skins" of the bus body.
- x) Piping on the outside of the body shall be shielded below the window line to prevent "grabbing hold" or "hitching to." However, discharge piping that is located between the windshield and the vent window at the left front corner of the body need not be shielded.
- xi) Any portion of the piping system that is installed either inside the passenger compartment or inside the body wall shall consist of one piece originating below the bus floor and exiting outside the bus roof. Every hole where piping passes through the floor or roof shall be sealed.
- xii) The piping system must terminate above the eave lines of the bus body.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

xiii) The outlet of the piping system shall be located at least 36 inches from the air inlet or outlet of a ventilator or similar device installed on or near the roof. A "similar device" includes the fresh air intake of a heating, ventilating or air conditioning system. It does not include a side window that opens near the roof.

xiv) A rain cap is required where the piping system exits into the atmosphere to minimize water or dirt from entering into either the relief valve or its discharge piping. Installation of any commercially available rain cap installed to meet the manufacturer's specifications is acceptable. The cap shall remain in place except when the relief valve operates. The cap shall be installed to minimize the entrance of water or dirt while the vehicle is in motion.

xv) The discharge piping system on a special education school bus shall conform to all provisions of this Part.

REJECT VEHICLE IF:

Alternate fuel system does not meet requirements listed above.

b) GRAB HANDLES

1) Exterior

PROCEDURES/SPECIFICATIONS:

At least one step grab handle shall be located on each side at front of body so as to provide easy access to windshield.

REJECT VEHICLE IF:

Exterior grab handles are missing or loose.

2) Interior

c) HEATERS

PROCEDURES/SPECIFICATIONS:

Nameplate must identify manufacturer and heater rating capacity. Must be capable of maintaining inside temperature of 50 degrees. The heater hoses shall be supported to guard against excessive wear due to vibration and shall not interfere with or restrict the operation of any engine function. Any hose in the passenger compartment shall be protected to prevent injury from burns in the event of rupture. If heater is not protected by a seat, it must be padded.

REJECT VEHICLE IF:

Heater is missing; in poor working condition; defective hoses, supports or baffles; not firmly attached or not padded when required.

d) HOOD

PROCEDURES/SPECIFICATIONS:

Open hood and inspect safety catch and hinges for proper operation. Close hood and inspect for proper full closure. Manually inspect latches or remote control for proper operation.

REJECT VEHICLE IF:

Hood does not open or hood latches do not securely hold hood in its proper fully-closed position. Secondary or safety catch does not function properly. Hinge is broken,

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

missing, or not attached to body.

e) HORN

PROCEDURES/SPECIFICATIONS:

At least one horn shall be provided giving an audible warning at a distance of 200 feet and shall be conveniently controlled from the operator's seated position. (Section 12-601 of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Horn control is missing, defective or not audible.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

**Section 441.APPENDIX G Instruments and Instrument Panel Through Locked
Compartment**

**a) INSTRUMENTS
AND INSTRUMENT
PANEL**

PROCEDURES/SPECIFICATIONS:

Shall be equipped with the following nonglare illuminated instruments and gauges mounted for easy maintenance and repair and in such a manner that each is clearly visible to the seated driver. An indicator light instead of a pressure or temperature gauge is permissible. 49 CFR 571.101

- 1) Speedometer;
- 2) Odometer;
- 3) Fuel Gauge;
- 4) Oil Pressure Gauge;
- 5) Water Temperature Gauge;
- 6) Ammeter with graduated charge and discharge indications;
- 7) High beam headlight indicator;
- 8) Directional signal indicator;
- 9) Air pressure or vacuum gauge (when air or vacuum brakes are used);
- 10) Eight light flasher indicator.;
- 11) Emergency/service brake indicator.

REJECT VEHICLE IF:

Instruments or instrument panel do not operate properly; instruments are missing; inaccurate readings.

b) INSULATIONPROCEDURES/SPECIFICATIONS:

The ceiling and sidewalls shall be thermally insulated with a fire-resistant material which shall reduce the noise level and vibrations.

REJECT VEHICLE IF:

Insulation does not meet requirements.

c) LETTERING

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

1) Exterior

PROCEDURES/SPECIFICATIONS:

The body and chassis manufacturer's name, emblem, or other identification may be displayed (colorless or any color) on any unglazed surface of the bus.

AGENCY NOTE: School buses with interstate authority may display the company's name, city and state of its base and the interstate "MC" number. This lettering must be black in color.

REJECT VEHICLE IF:

Exterior lettering does not meet requirements. Lettering or decals are not distinct, required or allowed. Lettering is obstructed.

A) Front

PROCEDURES/SPECIFICATIONS:

"SCHOOL BUS" in black at least eight inches (200 mm) high placed as high as possible on body or sign attached thereto. Vehicle number assigned for identification shall be a minimum of four inches (100 mm) high and located as high as practicable. Decals are permissable. All lettering must be black. (Section 12-802 of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required or allowed. Lettering is obstructed.

B) Left

PROCEDURES/SPECIFICATIONS:

Either the owner's name or the school district number or both must be at least four inches high, approximately centered and as high as practicable below window line. (Section 12-802 of the Illinois Vehicle Equipment Law) The above required lettering must be located on one line.

C) Rear

PROCEDURES/SPECIFICATIONS:

"SCHOOL BUS" in black lettering at least eight inches (200 mm) high placed as high as possible on body or sign attached thereto. (Section 12-802 of the Illinois Vehicle Equipment Law) "EMERGENCY DOOR" or "EMERGENCY EXIT" in lettering at least two inches high at top of emergency door, or directly above, or on door glazing.

"EMERGENCY EXIT" (for buses without rear emergency door) in letters at least two inches high directly below rear emergency window, or on exit glazing. An arrow, at least 5.9 inches in length and 3/4 inch in width indicating direction each release

If the bus is equipped with a side emergency door, it must be labelled "EMERGENCY EXIT" in letters at least two inches high directly at the top of the emergency door, or directly above, or on door glazing.

Optional: Vehicle number assigned for identification may be displayed at a minimum height of four inches (100 mm).

Decals are permissable. All lettering must be black.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required, or allowed. Lettering is obstructed.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

mechanism should be turned to open door or window located within 5.9 inches of release handle, in black. Vehicle number assigned for identification shall be a minimum 4 inches (100 mm) high. Decals are permissible. All lettering must be black.

If bus uses alternate fuel (e.g., propane, CNG), vehicle must be marked with identifying decal. Such decal shall be diamond shaped with white or silver scotchlite letters one inch in height and a stroke of the brush at least 1/4 inch wide on a black background with a white or silver scotchlite border bearing either the words or letters:

"PROPANE" = If propelled by liquefied petroleum gas other than liquefied natural gas; or

"CNG" = If propelled by compressed natural gas. The sign or decal shall be maintained in good legible condition.

The alternate fuel decal shall be displayed near the rear bumper and visible from the rear of vehicle. (see Appendix 6 (a)(8)) (Section 12-704.3 of the Illinois Vehicle Equipment Law)

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering or arrows are not distinct, required, or allowed. Lettering is obstructed.

D) Right

Buses using alternate fuels are not properly marked with decal. Decal is in wrong location.

PROCEDURES/SPECIFICATIONS:

Either the owner's name or the school district number or both must be at least four inches (100 mm) high, approximately centered and as high as possible below window line. (Section 12-802 of the Illinois Vehicle Equipment Law) The above required lettering must be located on one line.

The following lettering must be at least two inches (50 mm) high:

1. The word "CAPACITY," or abbreviation "CAP.," and the rated passenger capacity followed by the word "PASSENGERS," or the abbreviation "PASS.," shall be displayed on the outside of the body near the rear edge of the service entrance.

2. Empty weight in pounds must be shown. Empty weight is indicated by "EW." (Section 12-802 of the Illinois Vehicle Equipment Law)

Manufacturer's identification name or emblem may be displayed, but not on service door glazing. Manufacturer's name or emblem must not interfere with required lettering. Decals are permissible. All lettering must be black.

Optional route identification markers (numbers or symbols) are allowed. They must be located in either the first window or on the bus body directly behind the service entrance door. Route markers affixed to the bus body must meet paint requirements and must not obstruct any required lettering.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

exit door. For any emergency window exit "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering or decals are not distinct, required, or allowed. Lettering is obstructed.

2) Interior

A) Front

PROCEDURES/SPECIFICATIONS:

Each letter or numeral must be at least two inches (50 mm) high and contrasting sharply with background. A colorless background strip (such as white, aluminum or silver) may be used. Decals are permitted.

On right side: Either "CAPACITY" or "CAP." plus numerals showing rated passenger capacity, followed by either "PASSENGER" or "PASS."

As nearly as practicable opposite the center of aisle, but to right of inside mirror, either "NO STANDEES" or "NO STANDEES PERMITTED."

A red cross formed of five equal squares with words "FIRST-AID KIT" shall be displayed on the compartment door, or cover, if the first-aid kit is to be carried in the locked compartment.

The words "FIRE EXTINGUISHER" shall be displayed on the compartment door, or cover, if the fire extinguisher is to be carried in the locked compartment.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

earlier, "NO STANDEES" need not be opposite center of aisle and the word "PASSENGERS," or "PASS.," is optional.

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required or allowed. Lettering is obstructed.

B) Left

PROCEDURES/SPECIFICATIONS:

A "Stop Line" in contrasting color is required between 5.9 and 6.1 inches below the top of the window opening. The line shall be located between each window that slides downward.

If bus is equipped with a side emergency door or emergency windows which are knock-out type, they are to be labelled "EMERGENCY EXIT" in letters at least two inches high directly below window.

An arrow indicating the direction in which to move release mechanism handle(s) to open emergency exit and operating instructions shall be painted or permanently affixed within six inches of each release handle.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the door must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These operating instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

(57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Line or line and lettering is not distinct, required, or allowed. Lettering is obstructed.

C) Rear

PROCEDURES/SPECIFICATIONS:

"EMERGENCY DOOR" or "EMERGENCY EXIT" in letters at least two inches (50 mm) high painted or permanently affixed either directly above each emergency exit, or on top metal of exit (door or window), or on top of exit glazing. An arrow indicating the direction in which to move release mechanism handle(s) to open emergency exit and operating instructions shall be painted or permanently affixed within six inches of each release handle. All lettering and arrow(s) must contrast with background. Decals are permitted.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the door must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These operating instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Lettering is not distinct, required, or allowed. Lettering is obstructed.

D) Right

PROCEDURES/SPECIFICATIONS:

A "Stop Line" in contrasting color is required between 5.9 and 6.1 inches below the top of the window opening. The line shall be located between each window that slides downward. Decals are permitted.

If emergency window is installed, "EMERGENCY EXIT" shall be displayed on or immediately below emergency window.

Instructions for emergency operation of a power operated door shall be affixed permanently on the inside of the door in letters at least .5 (one half) inch high. Decals are permitted.

Optional route identification markers (numbers or symbols) are allowed. They must be located in either the first window or on the bus body directly behind the service entrance door. If route identification markers are installed in permanent holder or bracket, the holder or bracket must have rounded edges or be padded.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any side emergency door. For any emergency window exit "EMERGENCY EXIT" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, or at the bottom of the emergency window exit. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the exit must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Right interior lettering does not meet requirements. Line or line and lettering is not distinct, required, or allowed. Lettering is obstructed.

federal standards. 49 CFR 571.108 May be combined with side marker lamp.

REJECT VEHICLE IF:

Front clearance lights do not function; improper color; broken lens.

E) Ceiling

PROCEDURES/SPECIFICATIONS:

For buses manufactured on or after May 2, 1994, any roof exit must be labelled "EMERGENCY EXIT" in letters at least 1.95 inches (5 cm) high, of a color that contrasts with its background. The labelling must be located on an inside surface of the exit, or within 11.7 inches (30 cm) of the roof exit opening. Concise operating instructions describing the motions necessary to unlatch and open the emergency exit shall be located within 5.85 inches (15 cm) of the release mechanism. These instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

d) LIGHTS

1) Back Up

PROCEDURES/SPECIFICATIONS:

Two white lights shall be provided. Must meet federal standards. 49 CFR 571.108

Exception: All buses purchased prior to September 1974 are exempt; however, for any unit equipped with back up lamps, they must be operational.

REJECT VEHICLE IF:

Back-up lights do not function; illegal color; broken lens.

2) Clearance,
FrontPROCEDURES/SPECIFICATIONS:

Two clearance lights (amber) at highest and widest portions of the body. Must conform to

3) Clearance,
RearPROCEDURES/SPECIFICATIONS:

Two clearance lights (red) mounted at highest and widest parts of body. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Rear clearance lights do not function; improper color; broken lens.

4) Identification,
FrontPROCEDURES/SPECIFICATIONS:

Three amber lights mounted at center front near top of body above "SCHOOL BUS" sign. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Front cluster lights do not function properly; improper color; broken lens.

5) Identification,
RearPROCEDURES/SPECIFICATIONS:

Three red lights mounted at center rear near top of body either above or below "SCHOOL BUS" sign. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Rear cluster lights do not function properly; improper color; broken lens.

6) Flashing
LightsPROCEDURES/SPECIFICATIONS:

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

All school buses purchased after December 31, 1975, shall be equipped with an eight light flashing signal system with two red and two amber flashing signal lamps mounted above windshield spaced no less than three feet apart and at same horizontal level. The rear of the vehicle shall be equipped with two red and two amber flashing signal lamps mounted and spaced no less than three feet apart and at same horizontal level. Minimum diameter 5 1/2 inch sealed beam.

Effective December 31, 1978, all school buses shall be equipped with the eight light flashing signal system described in the above paragraph. (Section 12-805 of the Illinois Vehicle Equipment Law)

A separate circuit breaker and a master switch shall be provided for this signal system. When in its "off" position this master switch shall prevent the following:

- 1) Operation of the 8 lamp system;
- 2) Operation of any lamps mounted on the stop signal arm;
- 3) Operation of any electrically controlled mechanism that would cause the stop signal arm to extend.

The controls for the eight lamp flashing signals, the stop signal arm and the service entrance door shall be arranged so as to provide for the following sequence of operations while the engine is running.

- 1) Place the alternately flashing signal system master switch in its "off" position. Close and secure the service entrance door. Actuate the alternately flashing signal system hand or foot control. The alternately flashing signal lamps of either yellow (amber) or red color shall not go on.
- 2) With the master switch "off" and the hand or foot control actuated, open the

service door. The alternately flashing signals of either color shall not go on and the stop signal arm shall not extend.

- 3) Deactivate the hand or foot control. Place the alternately flashing signal system master switch in its "on" position. Close and secure the service door. Open the service door. The alternately flashing signal lamps of either color shall not go on and stop signal arm shall not extend.
- 4) Close and secure the service door. Actuate the alternately flashing signal system by hand or foot control. A yellow pilot lamp in the view of the driver and the yellow alternately flashing signals shall go on.
- 5) Desecure but do not open the service door. The yellow pilot and the yellow alternately flashing signals shall go off. A red pilot lamp in the view of the driver and the red alternately flashing signals shall go on. The stop signal arm shall extend.
- 6) Fully open the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.
- 7) Close but do not secure the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.
- 8) Open the service door. The red pilot and red signals shall remain on and the stop arm remain extended.
- 9) Close and secure the service door. The red pilot and red signals shall go off and the stop arm shall retract.
- 10) Open the service door. Alternately flashing signals of either color shall not go on and the stop arm shall not extend.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Flashing lights do not function properly;
broken lens or improper lens color.

PROCEDURES/SPECIFICATIONS:

Shall have at least two headlamps with at least one mounted on each side of the front of the bus. Lamp body must be securely attached. Lenses, reflectors, bulbs, etc., must be in good condition, properly aimed and fill required intensity. Check for bulb burn out. Verify high and low beams are functioning. Shall conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Headlights do not meet requirements.

8) Interior PROCEDURES/SPECIFICATIONS:

Adequate to illuminate aisles, step well, and emergency passageways.

REJECT VEHICLE IF:

Interior lights do not provide adequate lighting; cracked or broken lenses; improper color.

9) License Plate

PROCEDURES/SPECIFICATIONS:

Adequate white light to illuminate license plate. 49 CFR 571.108 May be combined with one of the tail lights.

REJECT VEHICLE IF:

License plate light does not provide adequate lighting; cracked or broken lenses; improper color.

10) Parking Lights

PROCEDURES/SPECIFICATIONS:

Shall be one lamp on each side; white or amber

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

color. 49 CFR 571.108

All buses 80 or more inches in overall width which are equipped with side marker lamps, clearance lamps, and intermediate side marker lamps are exempt from having parking lights. However, if vehicle is equipped with parking lights, they must be operational. (Section 12-202 of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Parking lights do not meet requirements; improper color; cracked or broken lenses.

11) Sidemarker,
LeftPROCEDURES/SPECIFICATIONS:

Two lamps: one amber at front and one red at rear, mounted as high as practicable. Shall conform to federal standards. 49 CFR 571.108

Exception: All buses purchased prior to September 1974 are exempt.

REJECT VEHICLE IF:

Left marker lights do not meet requirements; does not function properly; improper color; cracked or broken lenses.

12) Sidemarker,
RightPROCEDURES/SPECIFICATIONS:

Two lamps: one amber at front and one red at rear, mounted as high as practicable. Shall conform to federal standards. 49 CFR 571.108

Exception: All buses purchased prior to September 1974 are exempt.

REJECT VEHICLE IF:

Right marker lights do not meet requirements; improper color; cracked or broken lenses.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

13) Step Well

PROCEDURES/SPECIFICATIONS:

At least the nosings of the service entrance steps and the floor around the stepwell shall be automatically illuminated with white light when the ignition is on and the service entrance door is open.

No lamp shall be installed so as to shine directly into the eyes of a pupil moving through the service entrance and looking at the service steps.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, a stepwell light that does not illuminate all the step nosings or does not illuminate the floor around the service entranceway may be used.

REJECT VEHICLE IF:

Step well light does not meet requirements; improper color; cracked or broken lenses.

14) Stop

PROCEDURES/SPECIFICATIONS:

Two red lights mounted at same height and as high as practicable below window line. Seven inch minimum diameter or 19 square inches. Not less than three feet apart laterally. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Stop lights do not meet requirements; improper color; cracked or broken lenses; do not function properly.

15) Strobe
(optional)PROCEDURES/SPECIFICATIONS:

If installed, lamp must comply with following requirements:

- 1) *One per bus;*

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

- 2) *Shall emit white or bluish/white light;*
- 3) *Shall be visible from any direction;*
- 4) *Shall flash 60 to 120 times per minute;*
- 5) *Shall be visible in normal sunlight;*
- 6) *Mounted at or behind center of rooftop and equal distance from each side.*

(Section 12-815 of the Illinois Vehicle Equipment Law)

Distance from rear will be calculated by measuring height of filament and multiplying same by 30 inches. (i.e., Filament height x 30 = distance from rear of bus where lamp is to be located)

REJECT VEHICLE IF:

If installed, strobe light does not meet installation requirements; does not function properly; improper color; cracked or broken lenses.

Shielding is present.

16) Tail

PROCEDURES/SPECIFICATIONS:

Two red lights mounted with centers not less than 40 inches nor more than 50 inches from surface on which vehicle stands. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Tail lights do not meet requirements; do not function properly; improper color; cracked or broken lenses.

17) Turn

Signal,
Left
(armored)

PROCEDURES/SPECIFICATIONS:

Flush mounted "armored" type amber clearance lamp mounted behind driver's seat at seat

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

level and rub rail height. Functions with regular turn signal.

Exception: All buses purchased prior to September 1974 are exempt from having left armored turn signals.

Exception: Buses with capacity rating of less than 33 passengers are exempt. Buses manufactured in August 1974 or earlier are exempt. Buses that measure less than 80 inches wide or 20 feet long are exempt.

REJECT VEHICLE IF:

Left turn signal light does not meet requirements; does not function properly; improper color; cracked or broken lenses.

- 18) Turn
Signal,
Right
(armored)

PROCEDURES/SPECIFICATIONS:

Flush mounted "armored" type amber clearance lamp mounted at approximately seat level and rub rail height just to rear of service door. Functions with regular turn signal lamps.

Exception: All buses purchased prior to September 1974 are exempt from having right armored turn signals.

Exception: Buses with capacity rating of less than 33 passengers are exempt. Buses manufactured in August 1974 or earlier are exempt. Buses that measure less than 80 inches wide or 20 feet long are exempt.

REJECT VEHICLE IF:

Right turn signal light does not meet requirements; does not function properly; improper color; cracked or broken lenses.

- 19) Turn
Signal,
Front

PROCEDURES/SPECIFICATIONS:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

One amber lamp at least four inches in diameter, or 12 1/2 square inches, located on each side at or near the front. They shall be located at the same height and as far apart as practicable. Lamps must conform to federal standards. 49 CFR 571.108

Operate turn signals and four-way warning hazards to check performance of front and rear lights.

REJECT VEHICLE IF:

Front turn signal lights do not meet requirements; do not function properly; improper color; cracked or broken lenses.

Four-way warning hazards do not operate properly.

- 20) Turn
Signal,
Rear

PROCEDURES/SPECIFICATIONS:

Chassis manufactured after March 31, 1977, must have two 7 inch diameter, or 19 square inch, amber lenses mounted on the rear as far apart and as high as practicable below rear window. 49 CFR 571.108

Exception: Chassis manufactured prior to April 1, 1977, may have yellow or red turn signals with arrow lenses. 49 CFR 571.108

REJECT VEHICLE IF:

Rear turn signal lights do not meet requirements; improper color; do not function properly; cracked or broken lenses.

- e) LOCKED
COMPARTMENT

PROCEDURES/SPECIFICATIONS:

Fire extinguisher, first-aid kit, and warning devices may be stored either in a closed, unlocked compartment or under lock and key, provided the locking device is connected with an automatic warning signal that will alert driver when compartment is locked. The

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

automatic alarm shall be both audible and visible to the seated driver. The alarm shall alert the driver when the engine is running and the compartment is locked and cannot be readily opened without using a tool, key, or combination. An alarm cut-off or "squelch" control is prohibited.

Each safety item inside the compartment shall be named on the outside of the compartment cover, or door. In addition, a RED CROSS formed of five equal squares shall be displayed on the cover when the first aid kit is inside the compartment.

Exception: A bus with chassis manufactured in March 1977 or earlier need not have a visible alarm.

REJECT VEHICLE IF:

Locked compartment is not readily accessible to driver; lettering or identification missing; alarm does not function properly when compartment is locked and vehicle is running.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX H Mirrors Through Rub Rails

a) MIRRORS

PROCEDURES/SPECIFICATIONS:

Every required mirror shall be of reflecting material protected from abrasion, scratching, and corrosion. Mirror shall be firmly installed on stable supports so as to give a clear, stable, reflected view. Mirrors shall be adjustable so as to give and maintain its required field of view.

Convex crossover mirrors can be combined with either the right or left side safety mirrors provided the convex mirror meets the field of view and size requirements established in this subsection or in 49 CFR 571.111.

REJECT VEHICLE IF:

Mirrors do not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

1) Exterior

A) Rear View
DrivingPROCEDURES/SPECIFICATIONS:

Shall be mounted outside on the left and right sides of the bus. Must give seated driver a view to the rear along each side of the bus. Must be at least 50 square inches of usable flat rectangular reflecting surface on each side. 49 CFR 571.111

If the rear view driving mirror does not provide the required field of view, a convex driving mirror must be installed to expand the driving view to the rear. However, the usable flat reflecting surface must be rectangular and must maintain at least 50 square inches.

REJECT VEHICLE IF:

Rear view driving mirror does not meet requirements; defective; excessively clouded;

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

1977 or earlier.

REJECT VEHICLE IF:

Left side safety mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

D) Crossover

PROCEDURES/SPECIFICATIONS:

An outside convex mirror shall give the seated driver a view of the front bumper and the area of roadway in front of the bus. The projected reflecting surface of this mirror shall be at least 40 square inches (7 1/8 inch diameter if a circle). 49 CFR 571.111

Exception: If the seated driver of a forward control bus has a direct view of the front bumper and the area of roadway in front of the bus, a crossover mirror is optional.

REJECT VEHICLE IF:

Crossover mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

2) Interior

PROCEDURES/SPECIFICATIONS:

Clear view safety glass, minimum 6 inches x 30 inches overall; framed with rounded and padded corners and edges. It shall afford good view of the bus interior and portions of the roadway to the rear.

Exception: All buses manufactured prior to September 1974 are exempt from padding on the mirror.

REJECT VEHICLE IF:

Interior mirror does not meet requirements; defective; excessively clouded; not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

not adjustable; not securely attached; cracked or broken glass.

B) Right Side Safety

PROCEDURES/SPECIFICATIONS:

An outside convex mirror, either alone or in combination with the crossover mirror system, shall give the seated driver a view of the roadway along the right side of the bus between the most forward surface of the right front tire and the rear of the rear bumper. The projected reflecting surface of this convex mirror shall be at least 40 square inches (7 1/8 inches diameter if a circle).

Extra-wide-angle convex mirror heads are permissible on right front corner only.

Exception: A right safety mirror is optional on a bus manufactured in August 1974 or earlier.

REJECT VEHICLE IF:

Right side safety mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

C) Left Side Safety (Optional)

PROCEDURES/SPECIFICATIONS:

A convex mirror is required if the left rear view driving mirror system does not give the seated driver a reflected view of the roadway along the left side of the bus between the front edge of the driver's seat (in most forward position) and the rear of the rear bumper. The convex mirror shall be installed so that either alone or in combination with the rear view driving mirror gives the seated driver the proper view.

Exception: A left safety mirror is optional on a bus with chassis manufactured in March

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

adjustable; not securely attached; cracked or broken glass.

b) PAINT
REQUIREMENTS

PROCEDURES/SPECIFICATIONS:

The exterior of the body, excluding the required rails, shall be painted a uniform color, National School Bus Glossy Yellow. The front and rear bumpers, required rub rails and wheels shall be black. Additional rub rails may either be painted black or yellow. Grilles and hub caps may be a bright finish (e.g., chrome, anodized aluminum, etc.). Retaining rings may be gray or aluminum.

Manufacturer's name or emblem may be any color but must not interfere with required lettering, numbering, or arrows. (Section 12-801 of the Illinois Vehicle Equipment Law)

For buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm.) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus. (57 FR 49413, November 2, 1992)

Optional: Black areas around flashers are permitted, but must not interfere with "SCHOOL BUS" lettering.

Optional: ReflectORIZED tape is permitted provided it reflects the same color that it is applied to and is not located on any bumper.

Exception: *Fenders on buses manufactured prior to January 1976 may be painted black.* (Section 12-801 of the Illinois Vehicle Equipment Law)

Exception: Hoods may be lusterless black or lusterless school bus yellow.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Paint does not meet color requirements or is in poor condition (i.e., faded, peeling or rusted).

Optional black area around flashers interferes with required lettering.

Optional reflectORIZED tape does not meet color requirements or is located on the bumper.

c) PROJECTIONS

1) Exterior

PROCEDURE/SPECIFICATIONS:

Entire rear and bumper area of bus must be nonhitchable.

"Nonhitchable" is defined as the rear of the bus being designed and maintained to prevent or discourage riding or grasping rear of bus so as to "hitch" rides.

REJECT VEHICLE IF:

Projections do not comply with nonhitchable requirements.

2) Interior

PROCEDURES/SPECIFICATIONS:

Interior shall be free of all dangerous projections.

Optional equipment (e.g., video camera) that is located in the bulkhead area of the bus and not flush with the interior walls must meet the following requirements:

1) Must not interfere with occupants entering or exiting the bus.

2) Must not be located in driver's head impact zone.

3) Must not obstruct required lettering.

Additional projections (e.g., external

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

speakers) in the head impact zone shall be padded to prevent injury. This includes inner lining of ceiling and walls. Installation of book racks is not permissible.

Exception: All buses purchased prior to September 1974 may be equipped with book racks. However, if book racks are present, they shall be above side windows and shall not extend forward of the front seat or across or above the emergency door. Racks must be free of projections likely to cause injury.

REJECT VEHICLE IF:

Optional equipment in bulkhead does not meet requirements.

Remaining projections are not padded (e.g., external speakers). Book racks are present.

Flush mounted speakers are exempt from padding requirements.

For buses purchased prior to September 1974, book racks do not meet requirements.

d) REFLECTORS

1) Front

PROCEDURES/SPECIFICATIONS:

Two yellow rigid or sheet type (tape) front reflex reflectors shall be attached securely and as far forward as practicable. (Section 12-202 of the Illinois Vehicle Equipment Law) They shall be located between 15 and 60 inches above the roadway at either fender, cowl, or body and installed so as to mark the outer edge of the maximum width of the bus. No part of the required reflecting material may be obscured by a lamp, mirror, bracket, or any other portion of the bus. No part of the required reflecting material may be more than 11.8 inches (300 mm) inboard of the outer edge of the nearest rub rail (12 inches on a bus with chassis manufactured in March 1977 or earlier). The reflector

may be any shape (e.g., square, rectangle, circle, oval, etc.). A rigid type reflex reflector may be any size if permanently marked either DOT, SAE A, or SAE J 594; otherwise, it shall display at least seven square inches of reflecting material (about 3 inch diameter if a solid circle).

A sheet type (tape) reflex reflector may conform to the surface on which it is installed but its forward projected reflecting area shall be at least eight square inches.

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

2) Left Side

PROCEDURES/SPECIFICATIONS:

One amber at or near the front and one red at or near the rear. Mounted at a height not less than 15 inches and not more than 60 inches above the surface of the road. On sides of buses 20 feet or more in length, one amber as near center as practicable must also be provided. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

3) Right Side

PROCEDURES/SPECIFICATIONS:

One amber at or near the front and one red at or near the rear. Mounted at a height not less than 15 inches and not more than 60 inches above the surface of the road. On sides of buses 20 feet or more in length, one amber as near center as practicable must also be provided. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

corners of the body.

Missing or damaged reflective material; not located or positioned as required.

REJECT VEHICLE IF:
Rub rails are missing; not firmly attached;
incorrect color; or incorrect number of rails.

- 4) Rear Two red reflectors on rear body within 12 inches of lower right and lower left corners. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

e) RUB RAILS

PROCEDURES/SPECIFICATIONS:

There shall be one rub rail located approximately at seat level which shall extend from the rear of the service entrance completely around the bus body without interruption, except at functioning doors or a rear engine compartment, to a point of curvature near the front of the body on the left side.

There shall be one rub rail on each side located approximately at the floor line which shall extend over the same longitudinal distance as the rub rail located at the seat level.

More than two rub rails may be installed on sides and rear of bus.

Rub rails of longitudinally corrugated or ribbed steel at least 3.9 inches (100 mm) wide shall be fixed on the outside of the bus.

Exceptions:

- 1) Rub rail need not extend across wheel housing.
- 2) Rub rail may terminate at the point of curvature at the right and left rear

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 411.APPENDIX I Seat Belts Through Steps, Entrance

a) SEAT BELTS

PROCEDURES/SPECIFICATIONS:

Must be installed on driver's seat. (Section 12-807 of the Illinois Vehicle Equipment Law) Belt material, buckle, tongue, etc. shall remain above floor when not in use. All retractors installed shall be an automatic locking type.

Optional: Passenger seats may be equipped with adjustable seat belts. The securement of these belts must conform to 49 CFR 571.222. At all times, each seat belt shall be readily available for quick and easy use. All retractors installed shall be automatic locking type. Each belt assembly shall be clean.

Exception: On a bus manufactured in August 1974 or earlier, a retractor must be installed; however, the belt need not remain above floor but must not be excessively dirty.

REJECT VEHICLE IF:

Driver's seat belt is dirty, frayed, torn, cracked or broken or if retractor or buckle does not operate properly.

Optional belts are not secured, not adjustable, cracked, broken, frayed, torn or dirty.

b) SEAT,
DRIVER'SPROCEDURES/SPECIFICATIONS:

The driver's seat shall be rigidly positioned and shall afford vertical, forward and backward adjustments of not less than 3.9 inches (100 mm) without the use of a tool or non-attached device. The shortest distance between the steering wheel and the back rest of the operator's seat shall be no less than 11 inches (280 mm).

c) SEAT,
PASSENGERPROCEDURES/SPECIFICATIONS:

All seats shall have a minimum front to rear depth of 14 inches.

In determining seating capacity of a bus, individual seating width shall be 13 inches where 3-3 (three pupils on both sides of aisle) seating plan is used and 15 inches where 3-2 (three pupils on one side of aisle and two pupils on other side of aisle) plan is used.

All seats shall be forward facing and shall be securely fastened to that part or parts of the body which support them. No jump or portable seats are allowed.

The forwardmost seat on the right side of the bus shall be located so as not to interfere with the driver's vision and not be farther forward than the rear of the driver's seat when adjusted to its rearmost position.

The seat spacing shall be no more than 24 inches, measured from the seating reference point to the seat back or guard barrier in front of the seat. The distance between the rearmost position of the driver's seat and the front face of the seat back of the forwardmost seat on the left side shall not be less than 24 inches measured at cushion height.

A minimum of 36 inches of headroom for the sitting position above the top of the undepressed cushion line of all seats shall

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

be provided. Measurement shall be made vertically not more than 7 inches from the side wall at cushion height and at the front and rear center of cushion.

Seat backs of similar size shall be of the same width at the top and of the same height from the floor and shall slant at the same angle with the floor.

Buses manufactured after June 30, 1987, shall be equipped with 28 inch seat backs. (Section 12-807.1 of the Illinois Vehicle Equipment Law)

Buses manufactured after December 31, 1987, shall have 28 inch guard barriers.

All buses manufactured during and after September 1974 shall be equipped with energy absorbing padding on all exposed top and side rails. The side rails shall be padded in such a manner to retain the 12 inch aisle (15 inches at two inches below top of seat back for buses manufactured after June 30, 1987). On the rear of a seatback, the padding shall extend from the top of the seat back to the top level of the seat cushion. Seat padding and covering shall be of fire resistant material. Padding and covering shall be in good condition (i.e., free from holes and tears). Seat cushions shall be securely fastened to the seat frame.

Optional: The rearmost seats may be exempt from seatback padding requirement.

Exception: All buses manufactured prior to September 1974 are exempt from padding on top and side rails and seat back to cushion level.

A flip-up seat may be located only adjacent to any side emergency door. For buses manufactured on or after May 2, 1994, the flip-up seat must conform to the following:

- 1) The seat must be designed so that, when in the folded position, the seat cushion is flat against the seat back to prevent

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

a child's limb from becoming lodged between the seat cushion and seat back.

- 2) The seat must be designed to discourage a child from standing on the seat cushion when in the folded position.

- 3) The working mechanism under the seat must be covered to eliminate any tripping hazard.

- 4) All sharp metal edges on the seat must be padded to prevent any snagging hazard.

- 5) No portion of a seat frame or seat bottom may extend past door opening.

- 6) No portion of the door latch mechanism can be obstructed by a seat.

- 7) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Passenger seats are not firmly attached to body; broken frame; cushions not firmly attached; padding and covering not fire resistant. Padding or covering is loose, in poor condition, or missing; seats are torn or have holes; minimum seat dimensions or seat spacing is not in compliance.

d) STEERING SYSTEM

- 1) Exterior

- A) King Pins

PROCEDURES/SPECIFICATIONS:

Raise vehicle so as to unload kingpins (brakes should be applied to eliminate wheel bearing looseness). Either grasp wheel at top and bottom or use a bar for leverage. Attempt to rock wheel in and out. Check movement at extreme top or bottom of tire.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

If movement exists, place a dial indicator, tape measure, or a fixed device at the wheel and measure amount of movement.

16" or less
17" and 18"
over 18"

Place leverage bar under tire. Raise bar to check for vertical movement between spindle and support axle.

Any linkage component is bent; welded; loose; insecurely mounted or missing.

REJECT VEHICLE IF:

C) Power Steering

PROCEDURES/SPECIFICATIONS:

Manually and visually inspect:

Wheel size	Max allowed
16" or less	1/4"
16.1" to 18"	3/8"
over 18"	1/2"

- 1) Belts
- 2) Cylinders
- 3) Fluid Level
- 4) Hoses
- 5) Mounting Brackets
- 6) Power Assist
- 7) Pump

B) Linkage

PROCEDURES/SPECIFICATIONS:

For buses with single "I" beam or tube type front axle, hoist bus under axle. For buses with twin "I" beam type front axles or with "A frame" control arms, each axle or arm must be hoisted independently so as to load the ball joints. Grasp front and rear of tire and attempt to shake assembly right and left to determine linkage looseness. Measure movement of wheel.

Inspect for damage to or looseness in the following linkage components:

- 1) Ball Joints
- 2) Cotter Pins
- 3) Drag Link
- 4) Idler Arm
- 5) Pitman Arm
- 6) Steering Box
- 7) Tie Rod
- 8) Tie Rod Ends

REJECT VEHICLE IF:

Measurement is found to be in excess of:

Rim Diameter	Maximum Allowable Movement
--------------	----------------------------

REJECT VEHICLE IF:

Steering components are:

- 1) Loose, frayed, cracked, missing; incorrect belts
- 2) Loose and/or leaking
- 3) Low fluid level
- 4) Cracked, leaking, rubbed by moving parts
- 5) Cracked, loose, or broken
- 6) No assist is evident
- 7) Loose, leaking.

D) Toe-In/
Toe-OutPROCEDURES/SPECIFICATIONS:

With wheels held in a straight ahead position, drive vehicle slowly over the approved drive-on side slip indicator.

Excessive toe-in or toe-out is a general indication that complete check should be made of all front wheel alignment factors (caster, camber, steering axis inclination).

REJECT VEHICLE IF:

More than 30 feet per mile on the approved

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

side slip indicator.

E) Wheel Bearings

PROCEDURES/SPECIFICATIONS:

With the front end of the vehicle lifted so as to load any ball joints, grasp the front tire top and bottom, rock it in and out. Record movement. To verify that any looseness detected is in the wheel bearing, notice the relative movement between the brake drum or disc and the backing plate or splash shield.

Wheel bearing play can be eliminated by applying service brakes.

REJECT VEHICLE IF:

Relative movement between drum and backing plate, measured at tire, is 1/4 inch or more.

2) Interior

A) Column

PROCEDURES/SPECIFICATIONS:

Inspect to determine that column support bracket is properly tightened and all bolts are present.

REJECT VEHICLE IF:

Column support bracket is not properly tightened or bolts are missing.

B) Lash

PROCEDURES/SPECIFICATIONS:

With road wheels in straight ahead position, turn steering wheel until a turning movement can be observed at the left road wheel. Slowly reverse steering wheel motion and measure lash.

REJECT VEHICLE IF:

Lash exceeds following acceptable limits:

Steering wheel maximum
Acceptable lash

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

diameter (inches)	(inches) measured at maximum circumference
1.0	1.0
1.5	1.5
2.0	2.0
2.5	2.5
3.0	3.0
3.5	3.5
4.0	4.0
4.5	4.5
5.0	5.0
5.5	5.5
6.0	6.0
6.5	6.5
7.0	7.0
7.5	7.5
8.0	8.0
8.5	8.5
9.0	9.0
9.5	9.5
10.0	10.0
10.5	10.5
11.0	11.0
11.5	11.5
12.0	12.0
12.5	12.5
13.0	13.0
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14.0	14.0
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71.0	71.0
71.5	71.5
72.0	72.0
72.5	72.5
73.0	73.0
73.5	73.5
74.0	74.0
74.5	74.5
75.0	75.0
75.5	75.5
76.0	76.0
76.5	

16 or less	2
18	2 1/4
20	2 1/2
22	2 3/4

C) Shaft PROCEDURES/SPECIFICATIONS:

Grasp steering wheel with both hands and attempt to move shaft up and down.

REJECT VEHICLE IF:

Steering shaft moves up and down.

AGENCY NOTE:

Steering shafts on International-Navistar vehicles will move up and down but must be within manufacturer's tolerances.

PROCEDURES/SPECIFICATIONS:

Inspect steering wheel condition.

REJECT VEHICLE IF:

Steering wheel is damaged. Any spokes are missing or reinforcement ring is exposed.

PROCEDURES/SPECIFICATIONS:

Turn steering wheel through a full right and left turn checking for binding, jamming and complete travel left and right.

REJECT VEHICLE IF:

Binding or jamming is present. Does not complete full turn from left to right. Tire rubs on fender or frame during turn.

PROCEDURES/SPECIFICATIONS:

Steps shall be enclosed and shall not protrude beyond side body line. Surface shall be of nonskid material with 1 1/2 to 3 inch white nonskid material composing as part of the nonskid material.

e) STEPS,
ENTRANCE

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Riser of upper step not more than 15 inches in height. When more than two steps are used, risers must be approximately of equal height, except when floor is plywood over steel. (Increase by thickness of plywood.)

REJECT VEHICLE IF:

Steps or risers are not solid. Steps, risers or nonskid material covering is missing, loose, or not in good condition. White nosing is missing or in poor condition.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX J Stop Arm Panel Through Tow Hooks**a) STOP ARM
PANEL**PROCEDURES/SPECIFICATIONS:

A stop arm panel must be installed on the left side of the bus and may be operated either manually or mechanically. Decals may be used in lieu of painting.

Buses manufactured on or after September 1, 1992 must be equipped with an octagon-shaped semaphore which meet the requirements listed below under "Octagon."

Buses manufactured prior to September 1, 1992 may either be equipped with an octagon-shaped semaphore which meets the requirements listed below under "Octagon" or a hexagon shaped semaphore which meets the requirements listed below under "Hexagon."

Octagon - The arm shall be an octagon-shaped semaphore which measures at least 450 mm x 450 mm (17.72 inches x 17.72 inches) in diameter. The arm shall be red on both sides with a white border at least 12 mm (.47 inches) wide on both sides. The arm shall have the word "STOP" displayed in white uppercase letters on both sides. The letters shall be at least 150 mm (5.9 inches) in height and have a stroke width of at least 20 mm (.79 inches).

The octagon-shaped stop signal arm shall comply with either (a) or (b) below:

- a) The entire surface of both sides of the arm can be reflectorized to meet 49 CFR 571.131; or
- b) Each side of the arm shall have at least two red lamps centered on the vertical centerline of the stop arm. One lamp shall be located at the extreme top of the arm and the other at its extreme bottom. The lamps shall light and flash alternately when stop arm is extended and likewise turn off

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

and stop flashing when arm is closed.
(49 CFR 571.131) (See Section
441.Illustration A for examples.)

Hexagon - The arm shall be a hexagon shaped semaphore approximately 18 inches wide and 18 inches long and of 16 gauge metal. The stop arm signal shall have the "STOP" painted on both sides in white letters at least six inches high with a brush stroke approximately 7/8 inch wide. The word "STOP" shall be painted on a panel with red background of approximately 8 inches by 16 inches. Remaining area of stop arm blade is to be painted white with a band of white border at least 1/2 inch wide painted from and rear on both sides as contrast. White portion of stop arm signal shall be reflectorized or shall have double-faced lamps with red lens approximately four inches in diameter located in the top and bottommost position of the blade. These lamps shall light and flash alternately when stop arm is extended and likewise turn off and stop flashing when arm is closed. (Section 12-803 of the Illinois Vehicle Equipment Law) (See Section 441.Illustration A for examples.)

Optional: Strobe lamps are acceptable on stop arm panels.

REJECT VEHICLE IF:

Stop arm panel is in poor condition (i.e., faded, peeling, or rusted); lights do not operate properly (if installed); is not securely attached; is not operating properly; does not meet requirements; is missing.

PROCEDURES/SPECIFICATIONS:

Covered, fire-resistant container securely fastened of adequate strength and capacity for tire chains and tools for minor emergency repairs.

b) STORAGE
COMPARTMENT
(optional)

c) SUN VISOR

PROCEDURES/SPECIFICATIONS:

Interior, adjustable, transparent, not less than 6 inches by 30 inches, installed above windshield. Must not interfere with view of interior rear view mirror.

Exemption: Buses purchased prior to August 1967 are exempt from having a transparent sun shield.

REJECT VEHICLE IF:

Sun visor does not meet requirements.

d) SUSPENSION

PROCEDURES/SPECIFICATIONS:

Bus shall be equipped with front and rear double-acting shock absorbers compatible with manufacturer's rated axle capacity.

With vehicle on a hoist or jacked up, visually inspect shock absorbers for excessive leakage, looseness of mounting, brackets, and bolts.

Physically grab upper and lower portion of shock inspecting for looseness in rubber bushing, mounting brackets or bolts.

REJECT VEHICLE IF:

Shocks are missing or severe leakage (not slight dampness) occurs. Mounting bolts or mounts are broken or loose, or rubber bushing is partially or completely missing.

PROCEDURES SPECIFICATIONS:

Visually inspect:

- 1) Spring
- 2) Control arms
- 3) Torque arms (rear)

2) Springs

A) Coil

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

(optional)

Coil is missing, disconnected, broken, loose bushings, welded or damaged.

PROCEDURES/SPECIFICATIONS:

A front tow hook must not extend beyond the front of the front bumper. Each front tow hook not fastened securely to the chassis frame shall be connected to the frame by suitable braces.

REJECT VEHICLE IF:

Tow hook(s) extend beyond bumper; not securely attached.

PROCEDURES/SPECIFICATIONS:

Any tow hook(s) installed on the rear shall be attached or braced to the chassis frame or to an equivalent structural member of an integral type bus. A tow hook must not extend beyond the rear face of the rear bumper.

REJECT VEHICLE IF:

Tow hook(s) extend beyond bumper; not securely attached.

B) Leaf

1) Front

PROCEDURES/SPECIFICATIONS:

With use of a pry bar and using frame as a pivot, attempt to pry front and rear spring attachments and check for movement. Front of vehicle must be jacked up on chassis for checking front suspension. Visually inspect:

- 1) Springs
- 2) Shackles
- 3) Hangers
- 4) U-bolts
- 5) Center bolts
- 6) Bushings or pivot

REJECT VEHICLE IF:

Springs are missing or broken. Shackles or "U" bolts worn or loose. Center bolt in springs sheared or broken. Steering stops allow tire to rub on frame or metal. Any leaves are cracked or missing. Any shackle, shackle pins, hangers, or "U" bolts are worn, loose, or missing.

C) Torsion Bar (Stabilizer Bar)

PROCEDURES/SPECIFICATIONS:

Visually inspect:

- 1) Torsion bar
- 2) Mounting brackets
- 3) Control arms
- 4) Torque arms (if applicable - rear)
- 5) Stabilizer bar(s) (if applicable)

REJECT VEHICLE IF:

Torsion bar is missing, disconnected, broken, loose, welded, damaged.

e) TOW HOOKS

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441.APPENDIX K Undercoating Through Windshield Wipers

a) UNDERCOATING

PROCEDURES/SPECIFICATIONS:

Fire resistant undercoating material applied to entire underside of body, front fenders, wheel wells, floor members, and side panels below floor level. Non-metallic parts need not be coated.

REJECT VEHICLE IF:

Undercoating does not meet requirements.

b) VENTILATION

PROCEDURES/SPECIFICATIONS:

Body must be equipped with ventilating system capable of supplying proper quantity of air under operating conditions.

REJECT VEHICLE IF:

Air is obstructed; not securely fastened; not covered.

c) WARNING DEVICES

PROCEDURES/SPECIFICATIONS:

Either three red cloth flags not less than 12 inches square and three red reflectors minimum of 3 inches in diameter or three bidirectional emergency triangles that conform to 49 CFR 571.125 (Section 12-702 of the Illinois Vehicle Equipment Law) Kit shall be securely stored.

REJECT VEHICLE IF:

Required warning devices are not present or are in poor condition.

d) WHEELS

1) Housings

PROCEDURES/SPECIFICATIONS:

Full open type attached to floor sheet to prevent water, fumes or dust entering the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

body. Inside height should not exceed 10 inches above floor line. Housings shall allow for unimpeded wheel and tire service or removal. Housing shall provide clearance for installation and use of tire chains on the dual or single tires installed on the rear wheels.

Inspect tire and road wheel assemblies.

REJECT VEHICLE IF:

Wheel housings do not meet clearance requirement; wheel housings are not firmly secured; holes are present.

A tire or wheel is rubbing against any portion of the suspension, chassis, or body.

2) Rim

PROCEDURES/SPECIFICATIONS:

Inspect all wheel and rim bolts, nuts, studs, lugs, locking rings, etc. Each cover, cap, or decorative ring that obscures any of these items must be removed prior to the inspection.

Inspect for visible wheel damage.

REJECT VEHICLE IF:

Any wheel or rim securing device such as a nut, bolt, stud, lug, ring, or other type securing device is loose, missing, or cracked.

Wheel locating hole(s) are elongated, oversized, or "wallowed out." Any part of a wheel or rim is cracked, repaired by welding or rewelding, or damaged so as to cause unsafe operation of the vehicle.

PROCEDURES/SPECIFICATIONS:

Inspect tire for proper inflation (i.e., flat tire).

A regrooved, retreaded, or recapped tire shall

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

not be on the front steering axle.

A tire with restricted use marking is prohibited. (e.g., "NHS" or "SL" following size marking, "Off Highway," "Farm Use," "Racing Only," etc.)

No school bus shall be equipped with any tire which has been so worn that tread configuration is absent on any part of the tire in contact with the road surface.

Inspect for tread wear:

- 1) Check for the presence of tread wear indicators.
- 2) For tires without tread wear indicators, use tread depth gauge to measure groove depth.
Steering (Front) Axle: Measure groove depth at any point on a major tread groove.
Drive (Rear) Axle: Measure groove depth in any two adjacent grooves at three equally spaced intervals around the circumference of the tire.
Do not measure on a tie-bar, groove hump, or fillet.
- 3) For tires without tread wear indicators and with noncircumferential grooves, or "spaces," between the tread elements (as in snow, mud, lug knob, or traction treads):
Steering (Front) Axle: Measure in a major groove at a point halfway between the center of the tire and the outside of the tread at any point on a major tread groove.
Drive (Rear) Axle: Measure in a major groove at a point halfway between the center of the tire and the outside of the tread at three equally spaced intervals around the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

circumference of the tire.

- 4) Inspect tire for bald, partially bald, cupped, dished or unevenly worn areas.

"Bald" means without a groove.

Inspect for visible cord damage and exposure of ply cords in sidewalls and treads, including belting material cords.

Inspect for evidence of tread or sidewall separation.

Inspect for regrooved or recut treads.

49 CFR 369 requires tires marked "REGROOVABLE" to have sufficient tread rubber that, after regrooving, cord material below the grooves shall have a protective covering of tread material at least 3/32 inch thick.

Inspect tires for legible markings showing size designation and carcass construction.

"R" in size designation shows radial construction. More plies at tread than sidewall shows belted construction. Same number of plies at tread and sidewall, without a belted or radial indication, shows plain bias construction.

Tires on same axle must be of same construction.

Inspect tires for size designation and for matched construction.

"Construction" refers to bias, bias belted, or radial arrangement of ply cords in the tire carcass.

Inspect each single dual tire assembly.

A mixture of regular and mud-and-snow treads must be the same on both sides of axle.

When radial and conventional (i.e., bias) tires are both used on a vehicle, one of the

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

following two requirements shall be met:

1) On vehicles with one single wheel axle and one or more dual wheel axles, radial tires shall be used on the steering (i.e., front) axle only.

2) On vehicles having two single wheel xles, radial tires shall be used on the rear axle only.

A tube built only for bias tire shall not be installed in a radial tire. Red color shall not be added to stem of a "bias" tube. (Valve stem of tube for radial tire is either marked "radial" or has red ring or is painted red.) A "radial" tube and flap may be used in a bias tire.

Inspect valve stems.

REJECT VEHICLE IF:

Improper inflation (flat tire).

Regrooved, retreaded or recapped tire is located on front steering axle.

Restricted marking is present.

Any part of tire which is in contact with road surface is absent of tread configuration.

1) Tread wear indicators contact road in any two adjacent grooves at three equally spaced intervals around the circumference of the tire.

2) On steering (front) axle: Tread groove depth is less than 4/32 inch when measured at any point on a major tread groove.

On drive (rear) axle: Tread groove depth is less than 2/32 inch when measured in any two adjacent grooves at three essentially equally spaced intervals around the circumference of the tire.

3) On steering axle: Tread groove depth is less than 4/32 inch when measured in a major groove at a point halfway between the center of the tire and the outside of the tread at any point on a major tread groove.

On drive axle: Tread groove depth is less 2/32 when measured in a major groove at a point halfway between the center of the tire and the outside of the tread at three essentially equally spaced intervals around the circumference of the tire.

4) The tire has bald, partially bald, cupped, dished or unevenly worn areas. A broken or cut cord can be seen. Rubber is worn, cracked, cut or otherwise deteriorated or damaged so that a cord can be seen - either when the tire is not touched or when the edges of the crack, cut or damage are parted or lifted by hand.

Tire has bump, bulge, knot or other evidence of partial carcass failure, air seepage, or loss of adhesion between carcass and tread or sidewall.

Tread has been regrooved or recut on a tire that does not have the word "REGROOVABLE" molded on or into both sides of the tire.

A tire on a road wheel does not exhibit a legible size marking and a legible construction marking.

Tires on the same axle are not of same construction.

A tire exceeds the diameter (not width) of its mate by 1/2 inch (1/4 inch radius) or more; or one tire touches its mate.

A mixture of regular and mud-and-snow treads are not the same on both sides of the axle.

Requirements for using both radial and conventional tires on a vehicle are not met.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

A tube built only for bias tire but installed in a radial tire.

A valve stem leaks; is cracked; is either damaged or positioned so as to hamper pressure checking or inflation; shows evidence of wear because of misalignment.

e) WINDOWS

PROCEDURES/SPECIFICATIONS:

All applicable provisions of 49 CFR 571.205 apply to the optional laminated safety glass and also to any plastic material(s) used in a multiple glazed unit.

Glazing shall be marked as follows pursuant to 49 CFR 571.205:

- 1) Windshield - "AS 1" Glass
- 2) Driver's Window - "AS 1" Glass or "AS 2" Glass
- 3) Driver's door - "AS 1" Glass or "AS 2" Glass
- 4) All other locations - "AS 1" Glass, "AS 2" Glass, or "AS 3" Glass.

REJECT VEHICLE IF:

Windows do not meet requirements or are not properly identified.

- 1) Emergency (Also see EMERGENCY EXITS)

PROCEDURES/SPECIFICATIONS:

When the emergency door is located on the left side, a rear emergency window shall be provided. Minimum dimensions are 16 inches high and 48 inches wide. Designed to be opened from the inside or the outside. Hinged on top, designed and operated to insure against accidental closing in an emergency. Inside handle shall provide for quick release. Outside handle shall be

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

nondetachable and nonhitchable. When locked or not fully latched, window shall actuate alarm audible and visible to driver. No cutoff switch allowed.

Optional emergency windows are allowed. They must be labelled "Emergency Exit" in letters at least two inches high, of a color that contrasts with its background, located at the top of or directly above the window on the inside surface of the bus. Optional emergency windows must be equipped with an audible alarm activated when window is locked or not fully latched.

REJECT VEHICLE IF:

Operating mechanisms do not function. Alarm does not function. Glass is cracked or broken (see EMERGENCY EXIT - Alarms and Locks).

PROCEDURES/SPECIFICATIONS:

2) Rear

Glazed panels, or windows, (except rear emergency window) shall be of fixed type. Any authorized or required signs, letters or numerals displayed on the window in the rear of the bus shall be located so as not to obstruct the driver's view.

REJECT VEHICLE IF:

Glass is cracked or broken. Visibility through rear windows is obstructed.

PROCEDURES/SPECIFICATIONS:

3) Side

Each side window shall provide unobstructed emergency opening at least 9 inches high and 22 inches wide, obtained either by lowering window or by use of knock-out type split sash. A "Stop Line" is required six inches from top of window on all windows. Safety glass with exposed edges shall be banded.

Window latches must be in proper working order.

Exception: The requirements of this subsection do not apply to a side window or

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

glazed panel installed forward of a front passenger seat, and are optional for a side window installed either beside a rear passenger seat, or in a side emergency exit.

Note: For information regarding optional route identification markings, see Lettering.

REJECT VEHICLE IF:

Side windows do not meet emergency opening requirements. Window does not open easily. Glass is cracked or broken. Stop lines are missing.

Window latches do not operate properly.

4) Windshield

PROCEDURES/SPECIFICATIONS:

Shall be installed between front corner posts and designed not to obstruct driver's view. (Section 12-501 of the Illinois Vehicle Equipment Law) Windshield shall be slanted to reduce glare. Tinted safety glass shall only be allowed six inches below top of windshield.

REJECT VEHICLE IF:

Windshield is not firmly sealed or attached. Glass is broken, cracked, or discolored (not including allowed tint).

E) WINDSHIELD
WASHERPROCEDURES/SPECIFICATIONS:

Windshield washer shall effectively clean entire area covered by both wipers.

Exception: All buses purchased prior to September 1974 are exempt. However, if bus is so equipped, washer must be in good operating condition.

REJECT VEHICLE IF:

Windshield washer does not effectively clean entire area or does not operate properly.

g) WINDSHIELD
WIPERSPROCEDURES/SPECIFICATIONS:

Two automatic, variable speed wipers with nonglare arms and blades. Need not be individually powered.

REJECT VEHICLE IF:

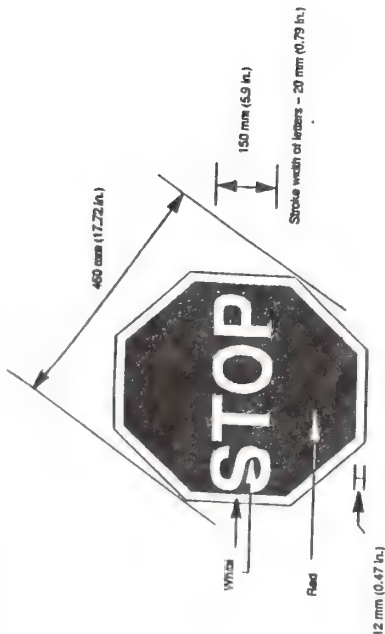
Windshield wipers do not cover entire cleaning area. Blades are damaged, torn, hardened, or rubber wiping element has broken down. Wiper fails to park properly when shut off.

DEPARTMENT OF TRANSPORTATION

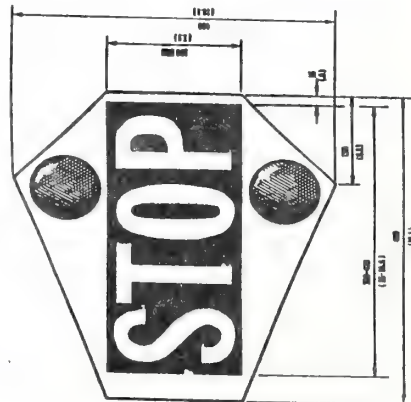
NOTICE OF PROPOSED RULES

Section 441. ILLUSTRATION A Stop Arm Panels

Octagon Shaped Semaphore (see Section 441. APPENDIX 10(a))



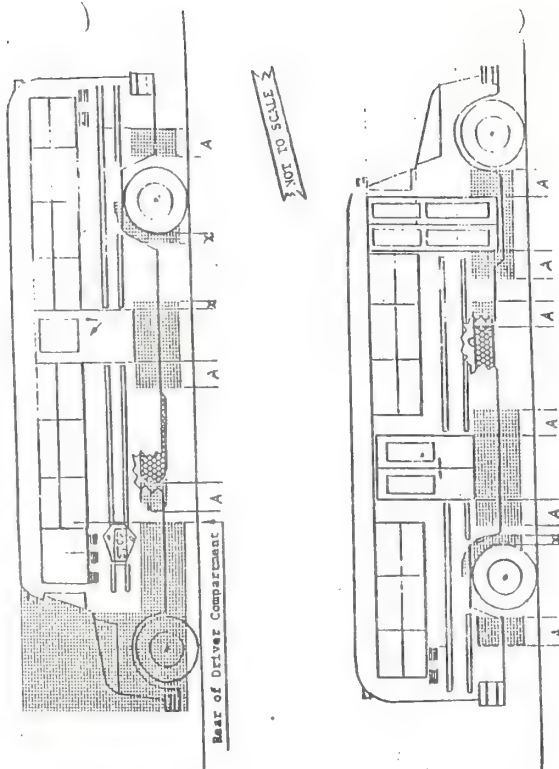
Hexagon Shaped Semaphore (see Section 441. APPENDIX 10(a))



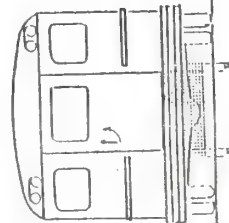
DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441. ILLUSTRATION B Exhaust Guidelines

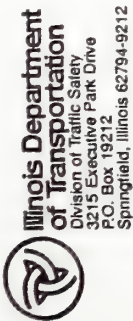


- Distance A = 1 meter (39 3/8")
- Distance X = 150 millimeters (5 7/8")
- Prohibited Zone
- Ventilating Air Intake (anywhere on side)
- Fuel Tank
- Rear shield between tank & discharge eliminates prohibited zone at tank.



DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED RULES

Section 441.ILLUSTRATION C Brake Inspection Report



SCHOOL BUS BRAKE
INSPECTION REPORT

District of Contractor:

Name _____
Address _____
City/State _____ Zip _____ Telephone() _____
School Bus Unit Number _____ Chassis Make _____
Chassis Year _____ Chassis V.I.N. _____

Illinois law requires all school buses to be safety inspected at least once every six months or 10,000 miles, whichever occurs first. In addition, the Illinois Department of Transportation requires that a visual brake inspection be performed on every school bus operated in Illinois at least once a year or every 10,000 miles, whichever occurs first.

A completed School Bus Brake Inspection Report must be presented to the Certified Safety Tester each time a school bus is taken to an Official Testing Station for a safety inspection.

I attest that the entire brake system on the school bus listed above was inspected and found to be operating in accordance with the manufacturer's specifications or was repaired to perform in accordance with the manufacturer's specifications. The visual inspection of the brake system was performed on _____ by a qualified mechanic employed by _____

(date)
_____. The mileage on this school bus
(business/school district where
brake inspection was completed)
was _____ when the visual brake inspection was performed.
(mileage)

(name of authorized school
district official or contractor)
Please print or type
(date)

DEPARTMENT OF TRANSPORTATION
NOTICE OF PROPOSED RULES

(signature of authorized school
district official or contractor)

(title)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441. ILLUSTRATION D Propane Decal



DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 441. ILLUSTRATION E Driver's Pre-Trip Inspection Requirements and Sample Form

As required in Section 13-115 of the Illinois Vehicle Inspection Law, drivers must complete the following "Pre-trip Inspection" daily:

"Each day that a school bus is operated the driver shall conduct a pre-trip inspection of the mechanical and safety equipment on the bus as prescribed by rule or regulation of the Department." (Section 13-115 of the Illinois Vehicle Inspection Law)

The following requirements became effective August 1, 1975:

- a) The driver must inspect his vehicle each day prior to beginning a trip.
- b) The driver is required to make a written report of this pre-trip inspection. He must report any defects found to the proper authority so that the defects can be corrected.
- c) The pre-trip inspection report shall be made in duplicate.
- d) As designated by the owner, the original copy shall be presented to the person of authority on a daily basis. These original copies shall be retained by the owner for one hundred and eighty days.
- e) The duplicate copy shall remain in the bus for a period of at least thirty days.
- f) The form shall specify items to be checked (see subsection (i)) and the minimum information to be recorded.
- g) The pre-trip inspection records and reports will be made available for inspection and audit by authorized representatives of the Department at any time.
- h) It is the responsibility of the bus owner to furnish pre-trip inspection report forms that meet the minimum requirements of this Chapter.
- i) Required items to be checked during the driver's Pre-Trip Inspection:
 - 1) Coolant; oil; battery; washer fluid levels; fan belts; and wiring.
 - 2) Steps; cleanliness; upholstery; windows; warning devices; fuses; first aid kit; fire extinguisher; emergency door (open and close); lettering.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

3) Odometer reading and indication of whether or not state inspection is due.

4) Steering wheel; windshield wipers and washers; heater and defroster; horn; service door (open and close); all mirrors (adjustment); door buzzer; clutch; brake warning buzzer; stop arm control; gear shift lever; neutral safety switch; water temperature; fuel; vacuum or air pressure; gauges; parking brake; seat belt(s).

5) Ammeter; all interior lights; headlights (high/low beams).

6) Right front wheel and tire; right side marker lamps, turn signal light and reflectors; right rear view and safety mirror; headlights; turn signals; cluster; clearance; and I.D. lights; alternating flashing lights; windshield; underside of chassis; crossover mirror; left rear view mirror and safety mirror; left front wheel and tire; driver's side window; stop arm; left side marker lamps; turn signal light and reflectors; emergency door (open and close); left rear wheels and tires; exhaust system (tailpipe clear); cluster; clearance and I.D. lights; taillights; turn signals and reflectors; alternating flashing lights; rear emergency door (open and close); right rear wheels and tires; fuel tank filler caps.

7) Drain air brake tank. Record condition of bus (i.e., satisfactory or unsatisfactory).

COMPANY NAME OR SCHOOL DISTRICT NAME

Bus	Odometer	Date	Time
Open Hood and Check: <input type="checkbox"/> Coolant, Oil, Battery, Washer Fluid Levels, Fan Belts and Wiring Enter Bus and Check: <input type="checkbox"/> Steps, Cleanliness, Upholstery, Windows, Warning Devices, Fuses, First Aid Kit, Fire Extinguisher and Emergency Door (open and close), Lettering Record Odometer Readings (Circle if State Inspection is due shortly) Start Engine and Check: <input type="checkbox"/> Steering Wheel <input type="checkbox"/> Windshield Wipers and Washers <input type="checkbox"/> Heater and Defroster <input type="checkbox"/> Horn <input type="checkbox"/> Service Door (open and close) <input type="checkbox"/> All Mirrors (Adjustment) <input type="checkbox"/> Door Buzzer <input type="checkbox"/> Clutch <input type="checkbox"/> Brake Warning Buzzer <input type="checkbox"/> Stop Arm Control <input type="checkbox"/> Gear Shift Lever <input type="checkbox"/> Neutral Safety Switch <input type="checkbox"/> Water Temp., Fuel, Vacuum or Air Pressure <input type="checkbox"/> Gauges <input type="checkbox"/> Parking Brake <input type="checkbox"/> Seat Belt Drive Bus Forward and Apply Brakes Activate All Lights and Check: <input type="checkbox"/> Ammeter, All Interior Lights, Headlights (high/low beams)			
With Engine Running and All Lights On, Check Following Equipment Outside Bus: <input type="checkbox"/> Rt. Front Wheel and Tire <input type="checkbox"/> Rt. Side Marker Lamps, Turn Signal Light <input type="checkbox"/> Rt. Rear View and Safety Mirror <input type="checkbox"/> Headlights, Turn Signals <input type="checkbox"/> Cluster, Clearance and I.D. Lights <input type="checkbox"/> Alternating Flashing Lights <input type="checkbox"/> Windshield <input type="checkbox"/> Look under bus for leaks <input type="checkbox"/> Crossover Mirror <input type="checkbox"/> Left Rear View Mirror & Safety Mirror <input type="checkbox"/> Left Front Wheel and Tire <input type="checkbox"/> Driver's Side Window <input type="checkbox"/> Stop Arm <input type="checkbox"/> All Side Marker Lamps, Turn Signal Light <input type="checkbox"/> and Reflectors <input type="checkbox"/> Emergency Door (open and close) <input type="checkbox"/> Left Rear Wheels and Tires <input type="checkbox"/> Exhaust System (tailpipe clear?) <input type="checkbox"/> Cluster, Clearance and I.D. Lights <input type="checkbox"/> Taillights, Turn Signals and Reflectors <input type="checkbox"/> Alternating Flashing Lights <input type="checkbox"/> Rear Emergency Door (open and close) <input type="checkbox"/> Rt. Rear Wheels and Tires <input type="checkbox"/> Fuel Tank Filler Caps Drain Air Brake Tank Condition of this Bus is: <input type="checkbox"/> Satisfactory <input type="checkbox"/> Unsatisfactory			

REMARKS

Signature of Driver making Report

Signature of Mechanic making Repairs

Date Repairs Completed

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

1) Heading of the Part: Inspection Procedures for Type II School Buses2) Code Citation: 92 Ill. Adm. Code 443

<u>Section Numbers:</u>	<u>Proposed Action:</u>
443.10	New Section
443.20	New Section
443.25	New Section
443.30	New Section
443.40	New Section
443.APPENDIX A	New Section
443.APPENDIX B	New Section
443.APPENDIX C	New Section
443.APPENDIX D	New Section
443.APPENDIX E	New Section
443.APPENDIX F	New Section
443.APPENDIX G	New Section
443.APPENDIX H	New Section
443.APPENDIX I	New Section
443.APPENDIX J	New Section
443.APPENDIX K	New Section
443.APPENDIX L	New Section
443.ILLUSTRATION A	New Section
443.ILLUSTRATION B	New Section
443.ILLUSTRATION C	New Section
443.ILLUSTRATION D	New Section
443.ILLUSTRATION E	New Section

4) Statutory Authority: Ill. Rev. Stat.1991, ch. 95 1/2, pars. 12-800 through 12-820 [625 ILCS 5/12-800 through 12-820] and pars. 13-100 through 13-116 [625 ILCS 5/13-100 through 13-116]

5) A Complete Description of the Subjects and Issues Involved:

By this Notice of Proposed Rules, the Department proposes to establish a new Part 443 which consists of the inspection requirements and criteria for Type II school buses. Elsewhere in this issue of the Illinois Register, the Department is repealing Appendices A through G and Illustrations A and B in 92 Ill. Adm Code 451 which previously addressed the inspection criteria for Type II school buses. Through reorganizing, the Department is clarifying, correcting, adding to and deleting some requirements.

The following analysis indicates changes made to individual components.

Air cleaner:

Adding "not properly attached" as cause for rejection.

Aisle:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Battery:

Adding "insufficient capacity" as cause for rejection.

Brakes:

Renaming booster to master cylinder.

Adding to inspection criteria for brake inspection report.

Adding exception from brake inspection report requirements for new buses.

Bumper:

Adding provisions for optional crossing arm.

Defroster:

Adding requirements for auxiliary fans to be securely mounted and have protected blades.

Drive Shaft Guard:

Clarifying protection of each segment of the drive shaft guard.

Emergency Exits:

Adding provisions for optional emergency roof hatches.
Correcting requirement for left emergency door to have glass only in lower portion of the door.

Correcting requirement for only inside release mechanism to be protected.

Adding provisions for optional emergency windows. Clarifying alarm requirements for optional and required exits. Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Entrance Door:

Clarifying language.

Deleting requirement that locking system be dependent on driver being seated to operate the door. (It is physically impossible and unnecessary for driver to remain seated.)

Exhaust System:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Reorganizing and rewriting subsection for consistency with Type I School bus Standards.

Fire Extinguisher:

Adding approval of halon fire extinguisher.

First Aid Kit:

Clarifying requirement that minimum number of packages be sealed. Adding approval of OSHA approved blood-borne pathogen kits. Removing Commercial Type as a kit option. (Commercial Type kits are no longer used by the industry.)

Floor Covering:

Adding metal floor stripping as subject to inspection.

Frame and Body:

Adding provisions for collision damage as subject to inspection.

Fuel Storage System:

Adding exception for shielding of some diesel powered engines.
Expanding alternate fuel inspection criteria for liquefied petroleum gas and compressed natural gas.

Heaters:

Adding padding requirement if heater is not protected by a seat.

Instrument Panel:

Adding emergency/parking brake indicator light as subject to inspection.

Lettering:

Adding Agency Note regarding marking requirements for school buses operated under interstate authority.
Correcting language by moving emergency window lettering to interior.
Removing requirement for lettering to be located at least 44 inches above the floor level on the rear emergency door.
Adding criteria pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Lights:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Renaming cluster to identification lights.
Correcting error in eight light flashing system by adding instructions to close the door.
Eliminating headlight aiming requirement as subject to inspection.
Renaming marker to sidemarker lights.
Clarifying stepwell light requirements.

Mirrors:

Rewriting subsection for consistency with Type I School Bus Standards.
Adding provisions for combining convex crossover mirrors with other mirrors.

Paint:

Adding provisions for optional reflectorized tape.
Adding provisions for required reflectorized tape pursuant to 57 FR 49413, November 2, 1992.

Projections:

Adding provisions for eliminating dangerous projections.
Clarifying provisions for optional equipment installed in the bus.

Rub Rails:

Eliminating requirement for rub rail on all functioning doors.

Seat, Passenger:

Clarifying requirements for seat spacing measurements.
Adding criteria for flip-up seats pursuant to 57 FR 49413, November 2, 1992 requiring additional emergency exits.

Steps:

Adding provisions for white nosing on steps.

Stop Arm Panel:

Adding language pursuant to 56 FR 20363, May 3, 1991 requiring stop arm panels
Clarifying language pursuant to P.A. 88-415 which allows octagon-shaped semaphores on all school buses.
Approving optional strobe lamps.

Wheels/Tires:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Adding proper inflation of tires as subject to inspection.
Changing requirement for measuring tread groove depth on steering axle from three locations on the tire to one location. (Change is being made for consistency with 625 ILCS 5/12-405(d).)

Windows:

Clarifying language for consistency with Type I School Bus Standards.

6) Will these proposed rules replace any emergency rule currently in effect? No.

7) Do these rulemakings contain an automatic repeal date? No.

8) Do these proposed rules contain incorporation by reference? Yes.
These conform to Section 5-75(a) of the Illinois Administrative Procedure Act.

9) Are there any other proposed rule pending on this part? No.

10) Statement of Statewide Policy Objectives:

This rulemaking will affect units of local government which own or operate Type II school buses.

11) Time, Place and Manner in which interested persons may comment on these proposed rulemakings:

Any interested party may submit written comments or arguments concerning this proposed rule. Written submissions shall be filed with:

By U.S. Mail:

Ms. Catherine Allen
Illinois Department of Transportation
Division of Traffic Safety
P.O. Box 19212
Springfield, Illinois 62794-9212

By Messenger or Inter-Agency Mail:

DOT Annex Building
3215 Executive Park Drive
3rd Floor
Springfield

JCAR requests, comments and concerns regarding this rulemaking should be addressed to:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Christine Caronna-Beard, Rules Manager
Illinois Department of Transportation,
Room 300
Springfield, Illinois 62764
Phone (217)782-3215

Comments received within forty-five days of the date of publication of this Illinois Register will be considered. Comments received after that time will be considered, time permitting.

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses affected: This Part affects small businesses which own or operate Type II school buses in Illinois.

B) Reporting, bookkeeping or other procedures required for compliance: No reporting requirements are required for compliance.

C) Types of professional skills necessary for compliance: No new additional professional skills are necessary for compliance with this rulemaking.

The full text of the Proposed Rules begins on the next page:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

TITLE 92: TRANSPORTATION

CHAPTER I: DEPARTMENT OF TRANSPORTATION

SUBCHAPTER e: TRAFFIC SAFETY (EXCEPT HAZARDOUS MATERIALS)

PART 443

INSPECTION PROCEDURES FOR TYPE II SCHOOL BUSES

Section

443.10 Purpose and Scope

443.20 Application

443.25 Incorporation by Reference of Federal Regulations

443.30 Standards of Construction

443.40 Definitions

APPENDIX A Air Cleaner Through Barrier, Guard

APPENDIX B Battery or Batteries Through Bumper, Front

APPENDIX C Bumper, Rear Through Drive Shaft Guard

APPENDIX D Electrical System Through Fenders

APPENDIX E Filter, Oil Through Frame and Body

APPENDIX F Fuel Storage and Delivery System Through Horn

APPENDIX G Instruments and Instrument Panel Through Locked Compartment

APPENDIX H Mirrors Through Rub Rails

APPENDIX I Seat Belts Through Steps

APPENDIX J Stop Arm Panel Through Tow Hooks

APPENDIX K Undercoating Through Windshield Wipers

APPENDIX L Illinois Minimum Standards for School Bus - Van Type

Conversions 1-16 Passengers Purchased Prior to September 1974

ILLUSTRATION A Stop Arm Panels

ILLUSTRATION B Exhaust Guidelines

ILLUSTRATION C Brake Inspection Report

ILLUSTRATION D Propane Decal

ILLUSTRATION E Driver's Pre-Trip Inspection Requirements and Sample Form

AUTHORITY: Implementing and authorized by Article VIII of the Illinois Vehicle Equipment Law [625 ILCS 5/Ch. 12, Art. VIII] and the Illinois Vehicle Inspection Law [625 ILCS 5/Ch. 13].

SOURCE: Adopted at 18 Ill. Reg. _____, effective _____.

Section 443.10 Purpose and Scope

This Part prescribes the requirements of the Illinois Department of Transportation governing:

- a) Implementation of Article VIII, the Illinois Vehicle Equipment Law [625 ILCS 5/Ch. 12, Art. VIII];
- b) Inspection procedures for Type II school buses; and
- c) Performance of the daily pre-trip inspection by school bus drivers.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.20 Application

This Part applies to the following persons:

- a) Department personnel;
- b) Owners of Official Testing Stations;
- c) Employees of Official Testing Stations;
- d) School bus operation managers; and
- e) School bus drivers.

Section 443.25 Incorporation by Reference of Federal Regulations

Whenever this Part refers to the Code of Federal Regulations and that reference incorporates the federal regulations by reference, the federal regulations incorporated shall be that which was effective as of October 1, 1992, as amended at 57 FR 49413, November 2, 1992; as amended at 57 FR 57000, December 2, 1992; as amended at 57 FR 57020, December 2, 1992 not including any later amendments or editions. Copies of appropriate federal regulations are available for inspection at the Department's Commercial Vehicle Safety Section.

Section 443.30 Standards of Construction

- a) "Shall" and "must" are used in the imperative sense. "Shall" imposes an obligation to act. "Must" defines a condition that is to be satisfied. "May" allows permissiveness under terms specified in the standards. "Will" indicates intention, promise or willingness.
- b) Words imparting the masculine gender include the feminine.
- c) Changes in the administration of the state school bus inspection program and changes to federal and state law have caused the purchase or manufacture date of school buses to be critical in the application of this Part. The effective dates for some of these standards will vary.

- 1) Exemptions to some standards are provided for school buses purchased prior to September 1974, the effective date of the Department's "Vehicle Inspection Stations Governing School Buses."
- 2) Exemptions are provided for Type II school buses manufactured prior to October 1978, the date of the Department's Order "Minimum Safety Standards for Construction of Type II School Buses."
- 3) Some standards are identified with other effective dates. These standards are applicable to all school buses manufactured or purchased after the identified date or during the time frame specified.

Section 443.40 Definitions

"Body" - Portion of vehicle that encloses the occupant and cargo spaces and separates those spaces from the chassis frame, engine compartment, driveline, and other chassis components, except certain

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

chassis controls used by the driver.

"Body-on-Chassis" - Completed vehicle consisting of a passenger seating body mounted on a truck type chassis (or other separate chassis) so that the body and chassis are separate entities, although one may reinforce or brace the other.

"Bus" - Every motor vehicle, other than a commuter van, designed for carrying more than ten persons. (Section 1-107 of the Illinois Vehicle Code (the Code)) [625 ILCS 5/1-107]

"Chassis" - Every frame or supportive element of a school bus that contains but is not limited to the axles, engine, drive train, steering components, and suspension which the body is attached to. (Section 1-110.1 of the Code)

"Code" - The Illinois Vehicle Code [625 ILCS 5]

"Commercial Vehicle Safety Section" (CVSS) - A section of the Bureau of Safety Programs of the Division of Traffic Safety of the Illinois Department of Transportation.

"Department" - The Department of Transportation of the State of Illinois, acting directly or through its authorized agents or officers. (Section 13-100 of the Code)

"Empty Weight" - Unloaded vehicle weight; i.e., the weight of a vehicle with maximum capacity of all fluids necessary for operation of the vehicle but without cargo or occupant.

"Federal Motor Vehicle Safety Standards" (FMVSS) - The rules, regulations and standards set forth in 49 CFR 571.

"Gross Vehicle Weight Rating or GVWR" - The value specified by the manufacturer as the loaded weight of the school bus. (Section 12-800 of the Illinois Vehicle Equipment Law)

"Illinois Vehicle Equipment Law" - [625 ILCS 5/Ch. 12]

"Manufacturer" - (unless otherwise indicated at the point of use) means the person or organization whose name follows "MANUFACTURED BY" or "MFD BY" on the federal and state certification label.

"Newton" (N) - Metric unit of force and weight. N = mass multiplied by the standard acceleration of free fall, or "gravity" (i.e., 9.8).

"Passenger" - Every occupant of the vehicle who is not the driver.

"Purchase Date" - Date when purchase transaction was completed, not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

when body or chassis was built.

"School Bus" -

Type I School Bus - A School Bus with gross vehicle weight rating of more than 10,000 pounds.

Type II School Bus - A School Bus with gross vehicle weight rating of 10,000 pounds or less. (Section 12-800 of the Illinois Vehicle Equipment Law)

Every motor vehicle, except as provided below, owned or operated by or for any of the following entities for the transportation of persons regularly enrolled as students in grade 12 or below in connection with any activity of such entity:

Any public or private primary or secondary school;

Any primary or secondary school operated by a religious institution; or

Any public, private or religious nursery school.

This definition shall not include the following:

A bus operated by a public utility, municipal corporation or common carrier authorized to conduct local or interurban transportation of passengers when such bus is not traveling a specific school bus route but is:

On a regularly scheduled route for the transportation of other fare paying passengers;

Furnishing charter service for the transportation of groups on field trips or other special trips or in connection with other special events; or

Being used for shuttle service between attendance centers or other educational facilities.

A motor vehicle of the first division. (Section 1-182 of the Code)

"Vehicle" -

First Division: Those motor vehicles which are designed for the carrying of not more than ten persons.

Second Division: Those vehicles which are designed for carrying

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

more than ten persons, those designed or used for living quarters and those vehicles which are designed for pulling or carrying property, freight or cargo, those motor vehicles of the First Division remodeled for use and used as motor vehicles of the Second Division, and those motor vehicles of the First Division used and registered as school buses. (Section 1-217 of the Code)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX A Air Cleaner Through Barrier, Guard

a) AIR CLEANER

PROCEDURE/SPECIFICATIONS:
Any type is acceptable.

REJECT VEHICLE IF:

Air cleaner is not properly attached or is missing.

b) AISLE

PROCEDURES/SPECIFICATIONS:

Unobstructed minimum clearance leading from service door to emergency door or back of bus must be at least 12 inches wide. Floor to ceiling height must be minimum of 58.9 inches at any location with the aisle.

A dedicated aisle may be present adjacent to any side emergency door. For buses manufactured on or after May 2, 1994, the following must be met:

- 1) The aisle must be unobstructed at all times.
- 2) No portion of a seat or barrier may extend past the door opening.
- 3) No portion of the door latch mechanism can be obstructed by a seat.
- 4) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Aisle does not meet minimum standards.

c) ALTERNATOR
(GENERATOR)PROCEDURES/SPECIFICATIONS:

The generator, or alternator with rectifier, shall have a minimum capacity rating of 55 amperes and shall be capable of meeting all electrical requirements.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Alternator does not meet minimum standards or is not functioning.

from guard rail to within two inches of floor. Clearance between step well and first seat should be at least 24 inches measured from panel to front face of seat back at cushion height. All stanchion and guard rails shall be padded. Padding on the stanchions shall extend to within three inches of ceiling and floor; on guard rail it shall extend from wall to stanchion. (49 CFR 568)

PROCEDURES/SPECIFICATIONS:

Meets federal chassis requirements as indicated on federal certification label. (49 CFR 568) Wheel base shall not be less than 123 inches.

REJECT VEHICLE IF:

Axles show visible signs of apparent damage, leaking fluids or are not firmly attached.

PROCEDURES/SPECIFICATIONS:

Shall be either the following Type A or B:

TYPE A: Constructed and thickly padded to give head and knee impact protection. Installed at the rear of service entrance at least 23 inches ahead of seat back and no more than one inch from right hand wall, bottom shall be no more than two inches above floor. Guard barrier shall match width and above-floor height of the seat-back on right-front forward-facing seat; provided, however the barrier's width shall be reduced as necessary to maintain a 12 inch wide service entrance way and aisle. Except for a grab handle, the guard barrier shall not extend more than one inch ahead of the rear of service door opening nor more than one inch into the space above any service step. No portion of the barrier shall present a "snagging," sharp, tripping, or other hostile surface to a person moving through aisle or service entrance way.

TYPE B: Stanchion post shall be installed to the rear and left of the service entrance step well from floor to ceiling with guard rail attached approximately 30 inches above the floor. A step well guard panel installed from stanchion to right hand wall and

d) AXLES

e) BARRIER,
GUARD

Exception: All buses manufactured prior to September 1, 1974, require Type A or B. Buses manufactured from September 1, 1974, to March 31, 1977, require Type A.

Exception: Buses manufactured on and after April 1, 1977, are not required to have guard barriers.

Exception: See 92 Ill. Adm. Code 445.APPENDIX B (Inspection Procedures for Type II Special Education School Buses) for other possible exceptions.

REJECT VEHICLE IF:

Barrier is not solidly attached. Padding or covering shows wear and tear. Barrier does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX B Battery or Batteries Through Bumper, Front**a) BATTERY OR BATTERIES**PROCEDURES/SPECIFICATIONS:

Battery may be mounted either in engine compartment or on outside of passenger/driver area. Battery shall be a nominal 12-volt type. It shall be of sufficient capacity to supply all electrical requirements but shall be rated not less than either 70-ampere hours at the 20-hour discharge rate or 105-minutes at the 25-ampere discharge rate.

REJECT VEHICLE IF:

Battery or batteries are not securely mounted; excessively corroded; of insufficient capacity.

b) BATTERY CABLESPROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Cables are corroded or are not securely attached.

c) BATTERY CARRIERPROCEDURES/SPECIFICATIONS:

When the battery is mounted outside the engine compartment it shall be welded or bolted in a closed, weather-tight, and vented compartment that is located and arranged so as to provide for convenient routine servicing. The battery compartment door, or cover, shall be secured by a manually operated latch or other fastener. A latch or fastener must be designed in such a fashion as to keep the door closed when in the latched position. Each electrical cable connecting the battery in this carrier to the body or chassis shall be one piece between the terminal connector and the first body or chassis terminal connector.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Battery carrier does not meet requirements.

d) BRAKESPROCEDURES/SPECIFICATIONS:

Every motor vehicle shall be equipped with two separate means of applying the brakes and they shall be so constructed that failure of any one part of the operating mechanism shall not leave the motor vehicle without brakes. (Section 12-301(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Brakes do not meet requirements.

1) Backing PlatePROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Backing plate is in poor condition.

2) Drums/ DiscsPROCEDURES/SPECIFICATIONS:

Inspect drums and/or discs for cracks or for being worn or reworked beyond the marked discard limit.

REJECT VEHICLE IF:

Worn or reworked beyond the following limits:

- 1) Drum diameter .040 inch (1mm) under marked discard limit on Type I bus.
- 2) Drum diameter .030 inch (.75mm) under marked discard limit on Type II bus.
- 3) Disc thickness .030 inch (.75mm) over marked discard limit on any bus.
- 4) Other rework (rebore, reface) limit specified by chassis manufacturer.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

3) Emergency
Parking
Brake

release when release control is operated properly.

PROCEDURES/SPECIFICATIONS:

Emergency/parking brake system must apply brakes to at least two wheels. (Section 12-301(a) of the Illinois Vehicle Equipment Law)

AGENCY NOTE:

Micro brakes are not considered a separate means of braking and are not acceptable.

Procedures for testing:

- 1) Apply operating control fully.
- 2) Check actuating mechanism for release.

Brake Performance Test:

Using Drive-On Pad Type Tester:

- 1) Drive vehicle onto brake machine pads at 4-8 m.p.h.
- 2) Apply emergency/parking brake to bring vehicle to a halt. Do not lock wheels.
- 3) Note the braking forces registered by the brake machine.

Using Roll-On Type Tester:

- 1) Position axle with emergency brake onto roller.
- 2) Apply emergency brake but do not lock wheels.

REJECT VEHICLE IF:

Emergency/parking brake does not meet requirements.

Procedures for testing:

- 1) Not equipped with emergency/parking brakes. Operating mechanism does not hold in the applied position.
- 2) Actuating mechanism does not fully

- 4) Emergency
Brake
Ratchet
(Pedal or
Lever)

PROCEDURES/SPECIFICATIONS:

Must be in proper adjustment. A warning light must be visible when emergency brake is activated.

REJECT VEHICLE IF:

Emergency brake ratchet or warning light do not meet requirements.

- 5) Pedal
Clearance
(Service
Brakes)

PROCEDURES/SPECIFICATIONS:

Minimum 1 1/2 inch clearance with pedal fully depressed.

REJECT VEHICLE IF:

Pedal clearance does not meet requirements.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

6) Power
Systems

A) Air

PROCEDURES/SPECIFICATIONS:

With air system fully charged (compressor governor "cut-out") run engine at low idle. Make one full (maximum) brake application and immediately record reservoir air pressure.

Apply and release brakes until pressure indicated on the air gauge is at least 10 psi (i.e., pounds per square inch) below governor "cut-in" pressure. Run engine at high idle and determine seconds required to raise reservoir pressure from recorded pressure.

REJECT VEHICLE IF:

Time required to raise air pressure from recorded to cut-out is more than 30 seconds. Air gauge is missing or does not operate.

B) Electric/
HydraulicPROCEDURES/SPECIFICATIONS:

Turn engine "off." Depress service brake pedal. Electric hydraulic pump must come "on" (listen).

REJECT VEHICLE IF:

Electric pump does not operate properly or is absent.

C) Hydraulic

PROCEDURES/SPECIFICATIONS:

Inspect booster belt(s), supports, tubes, hoses, connections and general condition. Clean reservoir and cover as necessary and check master cylinder fluid level. Do not contaminate fluid.

Turn engine "on." Warning signal must come on (look/listen). Depress brake pedal

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

lightly. Start engine. Pedal must move down slightly (feel). Warning signal must go "off" (look/listen).

REJECT VEHICLE IF:

Belt is slack or worn; tube or hose is damaged; any part leaks or is cracked; master cylinder fluid is below maximum level. Either booster or warning signal does not operate properly.

D) Vacuum/
HydraulicPROCEDURES/SPECIFICATIONS:

Inspect tank(s), chambers, hoses, tubes, connectors, clamps, and booster air cleaner.

Inspect supports and attachments.

With engine off, repeatedly apply service brakes until vacuum is depleted, with medium pressure on brake pedal, start engine; release brake and operate engine until maximum vacuum is established; stop engine; apply service brakes hard.

With brakes still applied, start engine; after one minute of running engine, check "Low Vacuum" indicator.

REJECT VEHICLE IF:

Any component is restricted, collapsed, scraped, cracked, loose, or broken. Booster air cleaner is clogged.

Any support or attachment is broken. Any connecting line or other component is not attached or supported so as to prevent damage from scraping or rubbing.

Foot pedal does not fall away from foot when engine is started; insufficient vacuum reserve to permit one full service brake application after engine is off without actuating "low vacuum" indicator; valve or diaphragm leaking.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

7) Service Brakes

PROCEDURES/SPECIFICATIONS:

Must be equipped with service brakes on all wheels. (Section 12-301(a)(5) of the Illinois Vehicle Equipment Law)

Must be equipped with a "split system" on service brakes. (49 CFR 571.105)

Power-assisted service brakes are required. (49 CFR 571.105)

REJECT VEHICLE IF:

Service brakes do not meet requirements.

A) Brake Inspection Report

PROCEDURES/SPECIFICATIONS:

Verify Brake Inspection Report for following (refer to Section 443.Illustration C for example of form):

1. Vehicle Identification Number (VIN), make and year must correspond to the bus presented for inspection.
2. Brake Inspection Report must indicate the date and mileage at the time the brake inspection was performed. If date is more than one year prior to time of inspection or mileage has exceeded 10,000 miles, a brake inspection must be performed.
3. The form must be completed with all required information. No blank lines are acceptable.

Exception: If the bus has operated less than 10,000 miles and less than 12 months have passed since the bus was manufactured, an brake inspection report is not required. Write

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

"Less than 10,000 miles and less than one year old" in the remarks section on the Vehicle Inspection Report.

REJECT VEHICLE IF:

Absent, invalid, or incomplete brake inspection report.

B) Brake Performance Test

PROCEDURES/SPECIFICATIONS:Using Drive-On Pad Type Brake Tester:

Check vehicle's stopping ability before testing.

Drive vehicle onto brake machine pads at 4-8 m.p.h.

Apply service brakes to bring vehicle to a halt. Do not lock wheels.

Note the braking forces registered by the brake machine.

Using Roll-On Type Tester:

When using roller-type tester each axle must be tested separately. Transmission must be in neutral when testing brakes on any drive axle.

Drive front axle onto rollers. Start roller motor. Apply service brakes but do not lock wheels.

Repeat the above steps for each axle.

The total braking force on a vehicle must be determined by adding the results of the test on each axle.

REJECT VEHICLE IF:Drive-On Tester:

Machine does not register a total braking

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

force of at least 60% of the vehicle empty weight.

Braking forces at opposite wheels on same axle vary more than 20%.

Roll-On Tester:

Machine does not register a total braking force of at least 60% of the vehicle empty weight.

Braking forces at opposite wheels on same axle vary more than 20%.

e) BUMPER,
FRONT

PROCEDURES/SPECIFICATIONS:

Manufacturer's standard for vehicle or an equivalent bumper which meets or exceeds manufacturer's standards. Black color is not required.

REJECT VEHICLE IF:

Bumper must be solidly attached, and free from damage or sharp edges. Bumper may be equipped with a crossing control arm. Crossing control arms can only display yellow reflectors or yellow lamps.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX C Bumper, Rear Through Drive Shaft Guard

a) BUMPER,
REAR

PROCEDURES/SPECIFICATIONS:

Manufacturer's standard for vehicle and so attached or shielded between body and bumper as to prevent hitching rides or tows. Black color is not required.

Exception: A bus manufactured in October 1978 or earlier is exempt from having a non-hitchable bumper.

REJECT VEHICLE IF:

Rear bumper does not meet requirements. Bumper is not solidly attached. Sharp edges are present. Rear bumper is hitchable.

Not required for Type II.

b) CERTIFICATE AND
REGISTRATION
CARD HOLDER

c) CERTIFICATION
LABEL (FEDERAL)

PROCEDURES/SPECIFICATIONS:

Inspect federal certification label if the chassis (incomplete vehicle) was manufactured after November 10, 1978. The manufacturer's label must contain the following information:

- 1) Name of vehicle (bus) manufacturer and the month and year in which manufacture of the vehicle was completed;
- 2) Name of incomplete vehicle (chassis) manufacturer and the month and year in which he performed his last manufacturing operation on the incomplete vehicle;
- 3) Gross vehicle weight rating, or ratings (GVWR);
- 4) Gross axle weight ratings (GAWR);
- 5) The statement, "This vehicle conforms to all applicable federal motor vehicle

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

safety standards in effect in (month/year)";

REJECT VEHICLE IF:

Defrosting system does not function properly. Auxiliary fans are not securely mounted or blades are not protected.

- 6) The vehicle identification number (VIN);
- 7) The vehicle's classification (usually "bus"). (49 CFR 567.5)

Alterer's certification: A certified vehicle might have been altered before its purchase for use as a school bus. The alterations may have included, but are not limited to, classification changes, gross weight rating changes, or changes to the application/effective date of a federal motor vehicle safety standard. If any such alteration occurred, the bus must carry an additional federal label that identifies the alterer, shows when alteration was completed, "as altered" GVWR, GAWR and classification (if changed). It must also state that the altered vehicle conforms to all applicable federal motor vehicle safety standards in effect in (month/year). (49 CFR 567.7)

REJECT VEHICLE IF:

A required label is absent, defaced, destroyed, not riveted, or not permanently affixed. "Permanently affixed" means the label cannot be removed without destroying or defacing it.

A certification label does not contain the required statement and all other information required for that label.

d) DEFROSTERS

PROCEDURES/SPECIFICATIONS:

Defrosting equipment shall keep the windshield and the window to the left of the operator and the glass in the service door clear of fog, frost and snow, using heat from heaters and circulation from fans. Must conform to federal standard 49 CFR 571.103. (Auxiliary fans are not considered to be a defrosting and defogging system.)

e) DRIVE SHAFT
GUARDPROCEDURES/SPECIFICATIONS:

Shall be of sufficient strength to protect each segment of the drive shaft and prevent it from going through the floor or dropping to the ground if broken.

REJECT VEHICLE IF:

Drive shaft guard is missing, not firmly attached, or does not properly protect each segment of the drive shaft.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443. APPENDIX D Electrical System Through Fenders

a) ELECTRICAL
SYSTEM

1) Circuits

PROCEDURES/SPECIFICATIONS:

Circuits arranged to manufacturer's specifications are acceptable. An additional circuit shall be added for the alternate flashing signal lamps and the stop signal lamps. Circuits may be added as necessary.

REJECT VEHICLE IF:

Breaks in insulation are present. Not on proper circuit or properly wired.

2) Fuses

PROCEDURES/SPECIFICATIONS:

Two extra fuses for each size fuse used on the bus shall be conveniently mounted on the bus body.

REJECT VEHICLE IF:

Fuses are not present or are not conveniently mounted.

3) Switches

PROCEDURES/SPECIFICATIONS:

Check operation and condition.

REJECT VEHICLE IF:

Switches not operating properly or are missing.

4) Wiring

PROCEDURES/SPECIFICATIONS:

All wires shall be properly insulated and securely attached at not more than 18.1 inches (460 mm) intervals. Check condition.

REJECT VEHICLE IF:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Insulation is frayed or missing. Wiring not securely attached.

b) EMERGENCY
EXITSPROCEDURES/SPECIFICATIONS:

All buses must be equipped with either a rear emergency door or a left side emergency door and a rear emergency window. (49 CFR 571.217)

Additional emergency exits, including roof hatches, may be required on buses manufactured on or after May 2, 1994. (57 FR 49413, November 2, 1992)

For those buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus. (57 FR 49413, November 2, 1992)

Optional emergency roof hatches are allowed. They must be installed according to manufacturer's recommendations and no alarm is required. Open and close roof hatches (required or optional) to verify their operation.

REJECT VEHICLE IF:

Emergency exits do not meet requirements. Roof hatches do not open.

1) Side

PROCEDURES/SPECIFICATIONS:

Shall be hinged on front side and open outward. Shall be equipped with safety glass (or equivalent) located in upper portion of the door. Door shall be of at least the same gauge metal as the body. Shall be 24 inches or more clear horizontal opening, with forward edge of opening in line with

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

the rearmost edge of a seat back. Shall have 45 inches or more clear vertical opening. Inside release mechanism must be protected against accidental release; easily accessible; readily operated manually without the use of remote control, power device or tool. (See Alarms and Locks in this subsection for requirements.)

REJECT VEHICLE IF:

Inside release mechanism is not protected. Inside and outside release mechanisms are not accessible, or operable; unable to open easily; hinge is located at incorrect location; location and size of opening is incorrect.

PROCEDURES/SPECIFICATIONS:

Shall open outward with a 120 degree minimum swing. Upper portion of each door shall contain fixed safety glazing. Shall be equipped with a fastening device which can be quickly released from inside and outside the body. The outside fastening device must be non-hitchable. (See Alarms and Locks in this subsection for requirements.)

2) Rear

Inside release mechanism must be protected against accidental operation and must be easily accessible from the inside. Must be operated only by moving handle as shown by arrow and without use of remote control, power device, key, tool, or any attached or unattached object other than the release handle. (49 CFR 571.217)

Exception: On a bus manufactured in August 1974 or earlier, the emergency exit shall be in the center of the rear end, exempt from 120 degree swing and may open either vertically or horizontally.

REJECT VEHICLE IF:

Inside release mechanism is not protected. Inside and outside release mechanisms are not accessible or do not operate properly.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Outside release mechanism is hitchable. Door does not open easily. Location of hinge is incorrect. Size of opening is incorrect. Glazing does not meet requirements. General condition of door (rubber and seal) is poor.

3) Emergency Window

PROCEDURES/SPECIFICATIONS:

When the emergency door is located on the left side, a rear emergency window shall be provided. Minimum 16 inches high and 48 inches wide. Designed to be opened from the inside or the outside. Hinged on top, designed and operated to insure against accidental closing in an emergency. Inside handle shall provide for quick release. Outside handle shall be nondetachable and nonhitchable. (See Alarms and Locks in this subsection for requirements.)

REJECT VEHICLE IF:

Operating mechanisms do not function. Glass is cracked or broken.

PROCEDURES/SPECIFICATIONS:

Audible and visible alarms shall alert driver when the engine is running and any required emergency exit or optional emergency exit door either:

- 1) Is not fully latched, or
- 2) Is locked and not readily operated manually.

Optional emergency exit windows must be equipped with an audible alarm which is activated when the above criteria is met.

The engine starting system shall not operate while any emergency exit (Optional or required) is locked from either inside or outside the bus. "Locked" means that the release mechanism cannot be activated and the exit opened by a person at the exit without a special device such as a key or special information such as a combination.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

An alarm cut-off or "squench" control is prohibited.

REJECT VEHICLE IF:

On a van conversion, any rear cargo door inside lock(s) of the type installed by the chassis manufacturer (such as commonly used in cars - "push/pull" type) shall be made inoperable. The mechanism cannot, through jarring, vibration, etc. cause the door to become locked and be inoperable from the inside or outside.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, the engine starting system may operate while the emergency door is locked. The "Not Stop Engine" requirement applies to every bus.

Exception: On a bus manufactured in August 1974 or earlier, the "Not Fully Latched" alarm is optional. The "Door Locked" alarm is required on each bus with a lockable emergency door.

REJECT VEHICLE IF:

Alarms do not alert driver as required. Locks do not meet requirements.

c) ENTRANCE DOOR

1) Physical Requirements

PROCEDURES/SPECIFICATIONS:

Door shall be located to right of operator and operated by an over-center control. Upper portions of door shall be safety glass or equivalent. Vertical closing edges shall be equipped with flexible material for a proper seal and to prevent injury.

Each door on the right side of the vehicle, hinged or sliding, except the service door shall be made permanently inoperable by means other than the rub rail on the outside of the body.

2) Locks and Alarms

PROCEDURES/SPECIFICATIONS:

A service door lock is not required but if any type of service door locking system is installed on the bus, the system shall conform to one of the following:

- 1) The locking system shall not be capable of preventing the driver from easily and quickly opening the service door from inside the vehicle.
- 2) A locking system that is capable of preventing the bus driver from easily and quickly opening the service door shall include an audiovisual alarm. The alarm shall be audible and visible and must alert the driver when the engine is running and the service door is locked. An alarm disconnect, "squench control," or other alarm defeating or weakening device shall not be installed.

REJECT VEHICLE IF:

Locks and alarms do not meet requirements. Bent, worn, or dislocated parts that would delay quick door release and opening are present.

d) EXHAUST SYSTEM

PROCEDURES/SPECIFICATIONS:

"Exhaust System" includes each component used to conduct gas from an engine exhaust port (manifold) to authorized exit point, including each sealing, connecting, and supporting component. Exhaust system shall be outside body and attached to chassis. Size of tailpipe shall not be reduced after it leaves muffler. Any flexible component

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

manufacturer.

PROCEDURES/SPECIFICATIONS:

Shall be properly braced and free from any body attachment.

There shall be approximately one inch located between front fenders and back face to cowl.

REJECT VEHICLE IF:

Fenders are not solid or in bad condition.

Sharp edges are evident.

Fenders are loose or protrude out.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

that contains exhaust gas shall be of stainless steel. System shall not leak. System shall have an outlet at its discharge end(s) only.

PROCEDURES/SPECIFICATIONS:

Any flammable material, electrical insulation, brake hose, or fuel system component containing fuel that is located within 11 13/16 inches (300 mm) of a component containing exhaust gas shall be safeguarded by a heat shield.

Exhaust system shall be shielded from either accidental contact, "hitching to," or "standing on," except at discharge end. A chassis or body component may provide required shield.

REJECT VEHICLE IF:

Shielding is not present (if applicable).

Exception: Fuel system components on diesel powered engines that are located within four inches of a component containing exhaust gas shall be shielded.

PROCEDURES/SPECIFICATIONS:

The exhaust system's discharge end (tailpipe) shall be within .98 inch (25 mm) of bus side, rear, or rear corner. It must not extend past a side rail or more than one inch past the bumper. Gas shall not be directed towards a door or other opening into bus body. In addition, the discharge end, or ends, shall not be located in any prohibited zone shown in Section 443. Illustration B.

REJECT VEHICLE IF:

All parts of system are not securely fastened and supported.

Any part is leaking, missing, or patched.

Any part contains holes not made by

e) FENDERS

1) Shielding

2) Discharge

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 443.APPENDIX E Filter, Oil Through Frame and Body

a) FILTER, OIL

PROCEDURES/SPECIFICATIONS:

Replaceable element or cartridge type.
Minimum one-quart capacity.

REJECT VEHICLE IF:

Oil filter leaks or does not meet requirements.

b) FIRE
EXTINGUISHERPROCEDURES/SPECIFICATIONS:

Pressurized dry-chemical gauge type approved by Underwriters' Laboratories, Inc., rating of not less than 10 B.C. mounted in bracket and readily accessible. Sealed with a type of seal that will not interfere with operation. If stored in locked compartment, compartment must be labelled. Halon fire extinguishers (10 B.C.) are approved.

REJECT VEHICLE IF:

Gauge does not indicate in the calibrated or marked "Full Charge" area. Seal is broken. Extinguisher is not mounted, not in a quick release holder or not labelled in compartment, if applicable. Improper rating. Missing.

c) FIRST AID KIT

PROCEDURES/SPECIFICATIONS:

Kit shall be readily identifiable, removable, and mounted in readily accessible place in driver's compartment -- either in full view or in specified secured compartment (see LOCKED COMPARTMENT). If not carried in compartment, the case shall be dust tight and substantially constructed of durable material. The contents shall include, but not be limited to the following:

Unit Type (Minimum Contents)

4" bandage compress - 1 package

2" bandage compress - 1 package
1" bandage or adhesive compress - 1 package
40" triangle bandage with two safety pins - 1

Splint, wire or wood - 1

A tourniquet or any type of ointment, antiseptic, or other medicine shall not be included.

OHSA approved blood-borne pathogen kits are permitted.

AGENCY NOTE:

REJECT VEHICLE IF:

Kit is not complete. Dust or other visible dirt is present inside case. Minimum number of individual packages are not sealed. Medicine or tourniquet is present. Locked compartment containing kit is not labelled. Not mounted in readily accessible location. Missing.

d) FLOORS AND
FLOOR COVERINGPROCEDURE/SPECIFICATIONS:

A plywood of 5/8 inch exterior BB grade or equivalent material shall be applied over the existing steel floor and securely fastened. Covering in underseat area shall be of fire resistant floor covering of type commonly used in passenger transportation equipment and shall have a minimum thickness of .125 inch. The floor covering in the aisle shall be nonskid, wear resistant, fire resistant and rib type. The aisle floor covering shall have a minimum thickness of .140 inch.

All floor coverings and metal floor stripping must be permanently bonded to the floor and must not crack when subjected to sudden changes in temperature. Bonding or adhesive material shall be waterproof. All seams must be sealed with waterproof sealer. All openings in floorboard or fire wall between chassis and passenger carrying compartment must be solid and sealed.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Boots and seals around shift levers and emergency brakes must be secure and solidly attached.

REJECT VEHICLE IF:

Abnormal wear and obstructions are present. Holes or openings are present in floors, floor covering, or boots. Metal floor stripping is not securely attached or broken.

e) FRAME AND BODY

PROCEDURES/SPECIFICATIONS:

Visually inspect:

- 1) Body mounts shall be attached and sealed to the chassis cowl so as to prevent the entry of water, dust or fumes through the joint between the chassis cowl and the body.
- 2) Cross members and mounting bolts.
- 3) Engine mounting bolts.
- 4) Frame shall extend to rear of body cross member.
- 5) Frame extension is permitted when alterations are behind rear hanger or rear springs and not for the purpose of extending wheel base.
- 6) Collision damage which is detrimental to the safe operation of the vehicle.

REJECT VEHICLE IF:

- 1) Cracked, loose, missing bolts. Any repair done by welding body to frame, insulation strip missing.
- 2) Loose, cracked, broken or missing.
- 3) Missing, loose.
- 4) Cracked, broken, bent, rusted to a depth as to substantially weaken frame -

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

welding except by body manufacturer.

- 5) Unless permitted, frame extends past wheel base.
- 6) Collision damage which is detrimental to the safe operation of the vehicle.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX F Fuel Storage and Delivery System Through Horn**a) FUEL STORAGE
AND DELIVERY
SYSTEM**PROCEDURES/SPECIFICATIONS:

Entire fuel system, except extensions for driver control of air or fuel, must be outside passenger and driver compartment.

REJECT VEHICLE IF:

Any part of fuel system, except extensions for driver control of air or fuel, is within passenger/driver compartment.

**1) Fuel Filler
Cap**PROCEDURES/SPECIFICATIONS:

Meets manufacturer's specifications. Must be the same as or equivalent to original equipment.

REJECT VEHICLE IF:

Fuel filler cap is defective or missing.

2) Fuel LinesPROCEDURES/SPECIFICATIONS:

Firmly attached. No leakage, seepage, abrasion, or chafing. Must be 11 13/16 inches (300 mm) from any part of exhaust system that contains exhaust gas or be safeguarded by a heat shield. Inside engine compartment, the chassis manufacturer's standard shall govern separation and shielding between parts designed by chassis manufacturer.

Exception: Fuel system components on diesel powered engines that are located within four inches of a component containing exhaust gas shall be shielded.

REJECT VEHICLE IF:

Fuel lines are cracked, leak, insecure mounting, damaged, clamps missing, mount clips missing or not separated or not

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

shielded properly (if applicable).

**3) Fuel Filler
Tube**PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel filler tube leaks or is not secure.

4) Fuel PumpPROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel pump leaks, is damaged or is not secure.

5) Fuel Tank(s)PROCEDURES/SPECIFICATIONS:

Minimum capacity of 24 gallons, mounted, filled, and vented entirely outside body. Must meet manufacturer's specifications. (49 CFR 571.301)

REJECT VEHICLE IF:

Fuel tank(s) have leakage, seepage, or abrasion; hole or crack that would leak or seep when tank is full.

**6) Fuel tank
mount(s)**PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

Fuel tank mount(s) are cracked, loose, or bolts are missing.

**7) Fuel tank
straps**PROCEDURES/SPECIFICATIONS:

Check condition.

REJECT VEHICLE IF:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Fuel tank straps are cracked, loose, or missing.

8) Alternate
Fuel Systems
(LPG or CNG)

An alternate fuel system which is no longer in use must be completely from the bus.

A) Carburetion
Equipment

A fuel filter is required on alternate fuel systems.

B) Container
Installation

- i) Compressed or liquefied gas containers shall not be mounted in the passenger or driver's compartment.
- ii) Container valves, appurtenances and connections shall be mounted in an enclosed compartment.
- iii) Containers shall be located at least 36 inches from the entrance door and any emergency exit. Due to the smaller size of Type II school buses, space limitations may sometimes make it impossible to locate a fuel tank further than 36 inches from an exit. A Type II school bus has a gross vehicle weight rating of 10,000 pounds or less as defined in Section 12-800 of the Illinois Vehicle Equipment Law [625 ILCS 5/12-800]. If the original fuel tank for a Type II bus was located within 36 inches from any exit, the alternate fuel container may be located in the same location as the original tank.

C) Identification

The fuel identification decal (see Section 443.111, illustration E) shall be delayed on the rear of the school bus not more than 12 inches above the top of the rear bumper and within 39 inches of the left side. The decal shall not be placed on any black portion of the bus body.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

D) Pipe and Hose
Installation

- i) No fuel supply line shall pass through the driver or passenger's compartment.
- ii) The pressure relief device shall be fabricated so that in the event of stress, the pipe or adaptor will break away without impairing the function of the relief valve.
- iii) If installed, the adaptor connecting the piping system to the pressure relief device shall neither touch nor restrict any movable part of the pressure relief valve.
- iv) The relief valve discharge piping system (piping system) must not be reduced at any point from the relief valve to the point of release into the atmosphere.
- v) The piping system shall be routed to minimize sharp elbows or bends. Installation of any commercially available piping installed to meet the manufacturer's specifications is acceptable. Any fittings that restrict the flow of discharge are prohibited. From the pressure relief device adaptor to the atmosphere, the minimum inside diameter of the piping must measure at least 3/4 of an inch.
- vi) The piping system shall neither block nor hamper the operation of any window or door. The piping system shall preserve widths of passageways, aisles and emergency exits.
- vii) Every portion of the piping system shall be gas tight (except the outlet) and shall be able to withstand forces from the discharge when the relief valve is in full open position. If for any reason the discharge outlet becomes blocked, the piping system must be capable of holding

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

the full system pressure.

viii) To facilitate the removal of accumulated waste, a drain cock shall be installed at the lowest point of the piping system. The drain must be capable of being held open manually and close automatically to prevent expelling LPG if discharged through the relief valve. A weep hole, or other opening that may result in discharged LPG flaming beneath the bus is prohibited.

ix) The portion of the piping system that leads upward to the atmosphere shall be installed either inside the passenger compartment, on the outside of the bus, or in the body wall between the inner and outer "skins" of the bus body.

x) Piping on the outside of the body shall be shielded below the window line to prevent "grabbing hold" or "hitching to." However, discharge piping that is located between the windshield and the vent window at the left front corner of the body need not be shielded.

xi) Any portion of the piping system that is installed either inside the passenger compartment or inside the body wall shall consist of one piece originating below the bus floor and exiting outside the bus roof. Every hole where piping passes through the floor or roof shall be sealed.

xii) The piping system must terminate above the eave lines of the bus body.

xiii) The outlet of the piping system shall be located at least 36 inches from the air inlet or outlet of a ventilator or similar device installed on or near the roof. A "similar device" includes the fresh air intake of a heating, ventilating or air conditioning system. It does not include a side

window that opens near the roof.

xiv) A rain cap is required where the piping system exits into the atmosphere to minimize water or dirt from entering into either the relief valve or its discharge piping. Installation of any commercially available rain cap installed to meet the manufacturer's specifications is acceptable. The cap shall remain in place except when the relief valve operates. The cap shall be installed to minimize the entrance or water or dirt while the vehicle is in motion.

xv) The discharge piping system on a special education school bus shall conform to all provisions of this Part.

REJECT VEHICLE IF:

Propane relief valve/piping system is not properly installed. Alternate fuel system does not meet requirements listed above.

Not required.

PROCEDURES/SPECIFICATIONS:

Shall be of stainless clad steel, installed inside doorway, solidly attached on left side, and as long as practicable.

REJECT VEHICLE IF:

Missing or not solidly attached.

PROCEDURES/SPECIFICATIONS:

Must be capable of maintaining inside temperature of 50 degrees. The heater hoses shall be supported to guard against excessive wear due to vibration and shall not interfere with or restrict the operation of any engine function. Any hose in the passenger compartment shall be protected to

b) CRAB HANDLES

1) Exterior

2) Interior

c) HEATERS

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

prevent injury from burns in the event of rupture. Primary heater shall be a high output fresh air type. Heater must be padded if not protected by seat.

The secondary heater may be a recirculating type and located so as not to interfere with aisle space.

REJECT VEHICLE IF:

Heater is missing; in poor working condition; defective hoses, supports or baffles; not firmly attached or padded when required.

d) HOOD

PROCEDURES/SPECIFICATIONS:

Open hood and inspect safety catch and hinges for proper operation. Close hood and inspect for proper full closure. Manually inspect latches or remote control for proper operation.

REJECT VEHICLE IF:

Hood does not open or hood latches do not securely hold hood in its proper fully-closed position. Secondary or safety catch does not function properly. Hinge is broken, missing, or not attached to body.

e) HORN

PROCEDURES/SPECIFICATIONS:

Dual electric horns shall be provided giving an audible warning at a distance of 200 feet and shall be conveniently controlled from the operator's seated position. (Section 12-601 of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Horn control is missing, defective or not audible.

Section 443.APPENDIX G Instruments and Instrument Panel Through Locked Compartment

a) INSTRUMENTS AND INSTRUMENT PANEL

PROCEDURES/SPECIFICATIONS:

Shall be equipped with the following nonflare illuminated instruments and gauges mounted for easy maintenance and repair and in such a manner that each is clearly visible to the seated driver. An indicator light instead of a pressure or temperature gauge is permissible. (49 CFR 571.101)

- 1) Speedometer;
- 2) Odometer;
- 3) Fuel Gauge;
- 4) Oil Pressure Gauge;
- 5) Water Temperature Gauge;
- 6) Ammeter with graduated charge and discharge indications;
- 7) High beam headlight indicator;
- 8) Directional signal indicator;
- 9) Air pressure or vacuum gauge (when air or vacuum brakes are used);
- 10) Eight light flasher indicator;
- 11) Emergency/Service Brake Indicator.

REJECT VEHICLE IF:

Instrument and/or instrument panel does not operate properly; instruments are missing; inaccurate readings.

b) INSULATION

PROCEDURES/SPECIFICATIONS:

The ceiling and sidewalls shall be thermally

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

insulated with a fire-resistant material which shall reduce the noise level and vibrations.

allowed. Lettering is obstructed.

REJECT VEHICLE IF:

Insulation does not meet requirements.

c) LETTERING

B) Left

1) Exterior

PROCEDURES/SPECIFICATIONS:

The body and chassis manufacturer's name, emblem, or other identification may be displayed (colorless or any color) on any unglazed surface of the bus.

AGENCY NOTE: School buses with interstate authority may display the company's name, city and state of its base and the interstate "MC" number. This lettering must be black in color.

REJECT VEHICLE IF:

Exterior lettering does not meet requirements. Lettering or decals are not distinct, required or allowed. Lettering is obstructed.

A) Front

PROCEDURES/SPECIFICATIONS:

"SCHOOL BUS" in black at least eight inches (200 mm) high placed as high as possible on body or sign attached thereto. Vehicle number assigned for identification shall be a minimum of four inches (100 mm) high and located as high as practicable. Decals are permissable. All lettering must be black. (Section 12-802 of the Illinois Vehicle Equipment Law)

Exception: All buses purchased prior to September 1974, may have roof mounted "SCHOOL BUS" sign with flashing red lights.

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required or

C) Rear

PROCEDURES/SPECIFICATIONS:

"SCHOOL BUS" in black lettering at least eight inches (200 mm) high placed as high as possible on body or sign attached thereto. (Section 12-802 of the Illinois Vehicle

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required, or allowed. Lettering is obstructed.

Decals are permissable. All lettering must be black.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

Either the owner's name or the school district number or both must be at least four inches high, approximately centered and as high as practicable below window line. (Section 12-802 of the Illinois Vehicle Equipment Law). The above required lettering must be located on one line.

If bus is equipped with a side emergency door, it must be labelled "EMERGENCY EXIT" in letters at least two inches high at the top of the emergency door, or directly above, or on the door glazing.

Optional: Vehicle number assigned for identification may be displayed at a minimum height of four inches (100 mm).

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Equipment Law) "EMERGENCY DOOR" or "EMERGENCY EXIT" in lettering at least two inches high at top of emergency door, or directly above, or on door glazing.

"EMERGENCY EXIT" (for buses without rear emergency door) in letters at least two inches high directly below rear emergency window, or on exit glazing. An arrow, at least 5.9 inches in length and 3/4 inch in width indicating direction each release mechanism should be turned to open door or window located within 5.9 inches of release handle, in black. Vehicle number assigned for identification shall be a minimum 4 inches (100 mm) high. Decals are permissible. All lettering must be black.

If bus uses alternate fuel (e.g., propane, CNG), vehicle must be marked with identifying decal. Such decal shall be diamond shaped with white or silver scotchlite letters one inch in height and a stroke of the brush at least 1/4 inch wide on a black background with a white or silver scotchlite border bearing either the words or letters:

"PROPANE" = If propelled by liquefied petroleum gas other than liquefied natural gas; or

"CNG" = If propelled by compressed natural gas. The sign or decal shall be maintained in good legible condition.

The alternate fuel decal shall be displayed near the rear bumper and visible from the rear of vehicle. (See Section 443. Appendix 6(a)(8)) (Section 12-704.3 of the Illinois Vehicle Equipment Law)

Exception: In case of "push" or "pull" type of release mechanism where the direction of movement to open emergency exit cannot be shown by one arrow, either three or four straight arrows shall be placed equally spaced as practicable around the object to be pushed or pulled, with the head of each

arrow adjacent to and pointing directly at that object. Each arrow shall be the same color and, when practicable, the same size as though it were a single arrow. In addition, the pertinent word "PUSH" or "PULL" shall be displayed near that object.

AGENCY NOTE:

If adequate space is not available in required positions for emergency door lettering, lettering may be immediately below window level.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements.

Lettering or arrows are not distinct, required, or allowed. Lettering is obstructed.

Buses using alternate fuels are not properly marked with decal. Decal is in wrong location.

PROCEDURES/SPECIFICATIONS:

D) Right

Either the owner's name or the school district number or both must be at least four inches high, approximately centered and as high as practicable below the window line. (Section 12-802 of the Illinois Vehicle Equipment Law) The above required lettering must be located on one line.

The following lettering must be at least two inches high:

- 1) The word "CAPACITY," or the abbreviation

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

"CAP.," and the rated passenger capacity followed by the word "PASSENGERS," or the abbreviation "PASS.," shall be displayed on the outside of the body near the rear edge of the service entrance.

- 2) Empty weight in pounds shall be shown on bus. (Section 12-802 of the Illinois Vehicle Equipment Law)

Manufacturer's identification name, emblem, or number(s) may be displayed but not on service door glazing. Manufacturer's name, emblem, etc. must not interfere with required lettering. Decals are permissible. All lettering must be black.

Optional route identification markers (numbers or symbols) are allowed. They must be located in either the first window or on the bus body directly behind the service entrance door. Route markers affixed to the bus body must meet paint requirements and must not obstruct any required lettering.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering or decals are not distinct, required, or allowed. Lettering is obstructed.

2) Interior

A) Front

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

Each letter or numeral must be at least two inches (50 mm) high and contrasting sharply with background. A colorless background strip (such as white, aluminum or silver) may be used. Decals are permitted.

On right side: Either "CAPACITY" or "CAP." plus numerals showing rated passenger capacity, followed by either "PASSENGER" or "PASS."

As nearly as practicable opposite the center of aisle, but to right of inside mirror, either "NO STANDEES" or "NO STANDEES PERMITTED."

A red cross formed of five equal squares with words "FIRST-AID KIT" shall be displayed on the compartment door, or cover, if the first-aid kit is to be carried in the locked compartment.

The words "FIRE EXTINGUISHER" shall be displayed on the compartment door, or cover, if the fire extinguisher is to be carried in the locked compartment.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, "NO STANDEES" need not be opposite center of aisle and the word "PASSENGERS," or "PASS.," is optional.

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not black, distinct, required or allowed.

PROCEDURES/SPECIFICATIONS:

B) Left

A "Stop Line" in contrasting color is required between 5.9 and 6.1 inches below the top of the window opening. The line shall be located between each window that slides downward.

If bus is equipped with a side emergency door

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

it is to be labelled "EMERGENCY EXIT" in letters at least two inches high directly above the door.

If bus is equipped with side emergency windows, they are to be labelled "EMERGENCY EXIT" in letters at least two inches high directly below the window.

An arrow indicating the direction in which to move release mechanism handle(s) to open emergency exit and operating instructions shall be painted or permanently affixed within six inches of each release handle.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the door must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These operating instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Line or line and lettering is not distinct, required, or allowed.

C) Rear

PROCEDURES/SPECIFICATIONS:

"EMERGENCY DOOR" in letters at least two inches high directly over emergency door exit. "Emergency door operating instructions" applied to door. Arrow or arrows required unless "push or pull" type of release mechanism is used.

D) Right

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

In the case of a "push" or "pull" type of release mechanism where the direction of movement to open the emergency exit cannot be shown by one arrow, either three or four straight arrows shall be placed as equally spaced as practicable around the object to be pushed or pulled, with the head of each arrow adjacent to and pointing directly at that object. Each arrow shall be the same color and, when practicable, the same size as though it were a single arrow. In addition, the pertinent word "PUSH" or "PULL" shall be displayed near that object.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any emergency exit door. For any emergency window exit, "EMERGENCY EXIT" must be located at the top of, or directly above, or at the bottom of the emergency window exit in letters at least 1.95 inches (5 cm) high. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the door must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These operating instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Lettering is not distinct, required, or allowed.

PROCEDURES/SPECIFICATIONS:

A "Stop Line" in contrasting color is required between 5.9 and 6.1 inches below the top of the window opening. The line shall be located between each window that slides downward. Decals are permitted.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

"EMERGENCY EXIT" shall be on or immediately below emergency window (if installed).

Instructions for emergency operation of a power operated door shall be affixed permanently on the inside of the door in letters at least .5 inch high. Decals are permitted.

Optional route identification markers (numbers or symbols) are allowed. They must be located in either the first window or on the bus body directly behind the service entrance door. If route identification markers are installed in permanent holder or bracket, the holder or bracket must have rounded edges or be padded.

For buses manufactured on or after May 2, 1994, "EMERGENCY DOOR" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, any side emergency door. For any emergency window exit "EMERGENCY EXIT" in letters at least 1.95 inches (5 cm) high must be located at the top of, or directly above, or at the bottom of the emergency window exit. The labelling must be of a color that contrasts with its background. Concise operating instructions describing the motions necessary to unlatch and open the exit must be located within 5.85 inches (15 cm) of the release mechanism on the inside surface of the bus. These instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

REJECT VEHICLE IF:

Lettering does not meet requirements. Line or line and lettering is not distinct, required, or allowed. Lettering is obstructed.

E) Ceiling

PROCEDURES/SPECIFICATIONS

For buses manufactured on or after May 2, 1994, any roof exit must be labelled "EMERGENCY EXIT" in letters at least 1.95 inches (5 cm) high, of a color that contrasts with its background. The labelling must be located on an inside surface of the exit, or within 11.7 inches (30 cm) of the roof exit opening. Concise operating instructions describing the motions necessary to unlatch and open the emergency exit shall be located within 5.85 inches (15 cm) of the release mechanism. These instructions shall be in letters at least .39 inches (1 cm) high and of a color that contrasts with its background. (57 FR 49413, November 2, 1992)

d) LIGHTS

1) Back Up

PROCEDURES/SPECIFICATIONS:

Two white lights shall be provided. Must meet federal standards. (49 CFR 571.108)

Exception: All buses purchased prior to September 1974 are exempt; however, for any unit equipped with back up lamps, they must be operational.

REJECT VEHICLE IF:

Back up lights do not function; illegal color; broken lens.

2) Clearance,
FrontPROCEDURES/SPECIFICATIONS:

Two clearance lights (amber) at highest and widest portions of the body. Must conform to federal standards. 49 CFR 571.108 May be combined with side marker lamp.

Exception: Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Front clearance lights do not function;

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

improper color; broken lens.

PROCEDURES/SPECIFICATIONS:

Two clearance lights (red) mounted at highest and widest parts of body. Must conform to federal standards. 49 CFR 571.108

Exception: Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Rear clearance lights do not function; improper color; broken lens.

- 4) Identification,
Front

PROCEDURES/SPECIFICATIONS:

Three amber lights mounted at center front near top of body above "SCHOOL BUS" sign. Must conform to federal standards. 49 CFR 571.108

Exception: Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Front cluster lights do not function properly; improper color; broken lens.

- 5) Identification,
Rear

PROCEDURES/SPECIFICATIONS:

Three red lights mounted at center rear near top of body either above or below "SCHOOL BUS" sign. Must conform to federal standards. 49 CFR 571.108

Exception: Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202 (a) of the Illinois Vehicle Equipment Law)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Rear cluster lights do not function properly; improper color; broken lens.

- 6) Flashing
Lights

PROCEDURES/SPECIFICATIONS:

All school buses purchased after December 31, 1975, shall be equipped with an eight light flashing signal system with two red and two amber flashing signal lamps mounted above windshield spaced no less than three feet apart and at same horizontal level. The rear of the vehicle shall be equipped with two red and two amber flashing signal lamps mounted and spaced no less than three feet apart and at same horizontal level. Minimum diameter 5 1/2 inches sealed beam.

Effective December 31, 1978, all school buses shall be equipped with the eight light flashing signal system described in the above paragraph. (Section 12-805 of the Illinois Vehicle Equipment Law)

A separate circuit breaker and a master switch shall be provided for this signal system. When in its "off" position this master switch shall prevent the following:

- 1) Operation of the 8 lamp system;
- 2) Operation of any lamps mounted on the stop signal arm;
- 3) Operation of any electrically controlled mechanism that would cause the stop signal arm to extend.

The controls for the eight lamp flashing signals, the stop signal arm and the service entrance door shall be arranged so as to provide for the following sequence of operations while the engine is running.

- 1) Place the alternately flashing signal system master switch in its "Off"

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- position. Close and secure the service entrance door. Actuate the alternately flashing signal system hand or foot control. The alternately flashing signal lamps of either yellow (amber) or red color shall not go on.
- 2) With the master switch "off" and the hand or foot control actuated, open the service door. The alternately flashing signals of either color shall not go on and the stop signal arm shall not extend.
- 3) Deactivate the hand or foot control. Place the alternately flashing signal system master switch in its "on" position. Close and secure the service door. Open the service door. The alternately flashing signal lamps of either color shall not go on and stop signal arm shall not extend.
- 4) Close and secure the service door. Actuate the alternately flashing signal system by hand or foot control. A yellow pilot lamp in the view of the driver and the yellow alternately flashing signals shall go on.
- 5) Desecure but do not open the service door. The yellow pilot and the yellow alternately flashing signals shall go off. A red pilot lamp in the view of the driver and the red alternately flashing signals shall go on. The stop signal arm shall extend.
- 6) Fully open the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.
- 7) Close but do not secure the service door. The red pilot and red signals shall remain on and the stop arm shall remain extended.
- 8) Open the service door. The red pilot and red signals shall remain on and the stop arm remain extended.

- 9) Close and secure the service door. The red pilot and red signals shall go off and the stop arm shall retract.
- 10) Open the service door. Alternately flashing signals of either color shall not go on and the stop arm shall not extend.
- REJECT VEHICLE IF:
- Flashing lights do not function properly; broken lens or improper lens color.
- PROCEDURES/SPECIFICATIONS:
- Shall have at least two headlamps with at least one mounted on each side of the front of the bus. Lamp body must be securely attached. Lenses, reflectors, bulbs, etc., must be in good condition, properly aimed and fill required intensity. Check for bulb burnout. Verify high and low beams are functioning. Shall conform to federal standards. (49 CFR 571.108)

REJECT VEHICLE IF:

Headlights do not meet requirements.

8) Interior

PROCEDURES/SPECIFICATIONS:

Adequate to illuminate aisles, step well, and emergency passageways.

REJECT VEHICLE IF:

Interior lights do not provide adequate lighting; cracked or broken lenses; improper color.

9) License Plate

PROCEDURES/SPECIFICATIONS:

Adequate white light to illuminate license plate. (49 CFR 571.108) May be combined

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

with one of the tail lights.

REJECT VEHICLE IF:

License plate light does not provide adequate lighting; cracked or broken lenses; improper color.

10) Parking Lights

PROCEDURES/SPECIFICATIONS:

Shall be one lamp on each side; white or amber color. (49 CFR 571.108)

All buses 80 or more inches in overall width which are equipped with side marker lamps, clearance lamps, and intermediate side marker lamps are exempt from having parking lights. However, if vehicle is equipped with parking lights, they must be operational. (Section 12-202 of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Parking lights do not meet requirements; improper color; cracked or broken lenses.

11) Sidemarker, Left

PROCEDURES/SPECIFICATIONS:

Two lamps: one amber at front and one red at rear, mounted as high as practicable. Shall conform to federal standards. (49 CFR 571.108)

Exception: A bus manufactured in August 1974 or earlier is exempt.

Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Left marker lights do not meet requirements; do not function properly; improper color; cracked or broken lenses.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

12) Sidemarker, Right

PROCEDURES/SPECIFICATIONS:

Two lamps: one amber at front and one red at rear, mounted as high as practicable. Shall conform to federal standards. (49 CFR 571.108)

Exception: A bus manufactured in August 1974 or earlier is exempt.

Buses less than 80 inches wide or 20 feet long are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Right marker lights do not meet requirements; improper color; cracked or broken lenses.

13) Step Well

PROCEDURES/SPECIFICATIONS:

At least the nosings of the service entrance steps and the floor around the stepwell shall be automatically illuminated with white light when the ignition is on and the service door is open.

No lamp shall be installed so as to shine directly into the eyes of a pupil moving through the service entrance and looking at the service steps.

Exception: On a bus with chassis (incomplete vehicle) manufactured in March 1977 or earlier, a stepwell light that does not illuminate all the step nosings or does not illuminate the floor around the service entranceway may be used.

REJECT VEHICLE IF:

Step well light does not meet requirements; improper color; cracked or broken lenses.

14) Stop

PROCEDURES/SPECIFICATIONS:

Two red lights mounted at same height and as

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

high as practicable below window line. Seven inch minimum diameter or 19 square inches. Not less than three feet apart laterally. Must conform to federal standards. (49 CFR 571.108)

REJECT VEHICLE IF:

Stop lights do not meet requirements; improper color; cracked or broken lenses; do not function properly.

15) Strobe
(Optional)PROCEDURES/SPECIFICATIONS:

If installed, lamp must comply with following requirements:

- 1) One per bus;
- 2) Shall emit white or bluish/white light;
- 3) Shall be visible from any direction;
- 4) Shall flash 60 to 120 times per minute;
- 5) Shall be visible in normal sunlight;
- 6) Mounted at or behind center of rooftop and equal distance from each side.
(Section 12-815 of the Illinois Vehicle Equipment Law)

Distance from rear will be calculated by measuring height of filament and multiplying same by 30 inches. (i.e., Filament height x 30 = distance from rear of bus where lamp is to be located)

REJECT VEHICLE IF:

If installed, strobe does not meet installation requirements; does not function properly; improper color; cracked or broken lenses.

Shielding is present.

16) Tail
PROCEDURES/SPECIFICATIONS:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Two red lights mounted with centers not less than 40 inches nor more than 50 inches from surface on which vehicle stands. Must conform to federal standards. 49 CFR 571.108

REJECT VEHICLE IF:

Tail lights do not meet requirements; do not function properly; improper color; cracked or broken lenses.

- 17) Turn
Signal,
Left
(armored)

PROCEDURES/SPECIFICATIONS:

Flush mounted "armored" type amber clearance lamp mounted behind driver's seat. Functions with regular turn signal.

Exception: All buses purchased prior to September 1974 are exempt from having left armored turn signals.

Exceptions: Buses with capacity rating of less than 33 passengers are exempt. Buses manufactured in August 1974 or earlier are exempt. Buses that measure less than 80 inches wide or 20 feet long are exempt.

REJECT VEHICLE IF:

Left turn signal does not meet requirements; does not function properly; improper color; cracked or broken lenses.

- 18) Turn
Signal,
Right
(armored)

PROCEDURES/SPECIFICATIONS:

Flush mounted "armored" type amber clearance lamp mounted at approximately seat level and rub rail height just to rear of service door. Functions with regular turn signal lamps.

Exception: All buses purchased prior to September 1974 are exempt from having right armored turn signals.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Exceptions: Buses with capacity rating of less than 33 passengers are exempt. Buses manufactured in August 1974 or earlier are exempt. Buses that measure less than 80 inches wide or 20 feet long are exempt.

e) LOCKED
COMPARTMENTPROCEDURES/SPECIFICATIONS:

Fire extinguisher, first-aid kit, and warning devices may be stored either in a closed, unlocked compartment or under lock and key, provided the locking device is connected with an automatic warning signal that will alert driver when compartment is locked. The automatic alarm shall be both audible and visible to the seated driver. The alarm shall alert the driver when the engine is running and the compartment is locked and cannot be readily opened without using a tool, key, or combination. An alarm cut-off or "squeelch" control is prohibited.

19) Turn
Signal,
FrontPROCEDURES/SPECIFICATIONS:

One amber or white lens on each side, at or near the front, at the same height and as far apart as practicable. Must meet federal standard 49 CFR 571.108.

Operate turn signals and four-way warning hazards to check performance of front and rear lights.

REJECT VEHICLE IF:

Front turn signal does not meet requirements; does not function properly; improper color; cracked or broken lenses.

Four-way warning hazards do not operate properly.

20) Turn
Signal,
RearPROCEDURES/SPECIFICATIONS:

One red or amber lens on each side at the same height and as far apart as practicable below window. Must meet federal standard 49 CFR 571.108.

REJECT VEHICLE IF:

Rear turn signal does not meet requirements; improper color; does not function properly; cracked or broken lenses.

Exception: A bus with chassis manufactured in March 1977 or earlier need not have a visible alarm.

REJECT VEHICLE IF:

Locked compartment is not readily accessible to driver; lettering or identification missing; alarm does not function properly when compartment is locked and vehicle is running.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX H Mirrors Through Rub Rails

a) MIRRORS

PROCEDURES/SPECIFICATIONS:

Every required mirror shall be of reflecting material protected from abrasion, scratching, and corrosion. Mirror shall be firmly installed on stable supports so as to give a clear, stable, reflected view. Mirrors shall be adjustable so as to give and maintain its required field of view.

Convex crossover mirrors can be combined with either the right or left side safety mirrors provided the convex mirror meets the field of view and size requirements established in this subsection or in 49 CFR 571.111.

REJECT VEHICLE IF:

Mirrors do not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

1) Exterior

A) Rear
View
DrivingPROCEDURES/SPECIFICATIONS:

Shall be mounted outside on the left and right sides of the bus. Must give seated driver a view to the rear along each side of the bus. Must be at least 50 square inches of usable flat rectangular reflecting surface on each side. (49 CFR 571.111)

If the rear view driving mirror does not provide the required field of view, a convex driving mirror must be installed to expand the driving view to the rear. However, the usable flat reflecting surface must be rectangular and must maintain at least 50 square inches.

REJECT VEHICLE IF:

Rear view driving mirror does not meet

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

B) Right
Side
SafetyPROCEDURES/SPECIFICATIONS:

An outside convex mirror, either alone or in combination with the crossover mirror system, shall give the seated driver a view of the roadway along the right side of the bus between the most forward surface of the right front tire and the rear of the rear bumper. The projected reflecting surface of this convex mirror shall be at least 40 square inches (7 1/8 inches diameter if a circle).

Extra-wide-angle convex mirror heads are permissible on right front corner only.

Exception: A right safety mirror is optional on a bus manufactured in August 1974 or earlier.

REJECT VEHICLE IF:

Right side safety mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

C) Left
Side
SafetyPROCEDURES/SPECIFICATIONS:

A convex mirror is required if the left rear view driving mirror system does not give the seated driver a reflected view of the roadway along the left side of the bus between the front edge of the driver's seat (in most forward position) and the rear of the rear bumper. The convex mirror shall be installed so that either alone or in combination with the rear view driving mirror gives the seated driver the proper view.

Exception: A left safety mirror is optional

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

on a bus with chassis manufactured in March 1977 or earlier.

REJECT VEHICLE IF:

Left side safety mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

PROCEDURES/SPECIFICATIONS:

An outside convex mirror shall give the seated driver a view of the front bumper and the area of roadway in front of the bus. The projected reflecting surface of this mirror shall be at least 40 square inches (7 1/8 inch diameter if a circle). (49 CFR 571.111)

Exception: If the seated driver of a forward control bus has a direct view of the front bumper and the area of roadway in front of the bus, a crossover mirror is optional.

REJECT VEHICLE IF:

Crossover mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

PROCEDURES/SPECIFICATIONS:

All buses purchased during and after September 1974 must have a clear view safety glass, metal backed and framed with rounded corners and edges which shall be padded. Shall afford a good view of the interior and roadway to the rear.

All buses purchased prior to September 1974 must have a rear view mirror.

REJECT VEHICLE IF:

Interior mirror does not meet requirements; defective; excessively clouded; not adjustable; not securely attached; cracked or broken glass.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

b) PAINT
REQUIREMENTSPROCEDURES/SPECIFICATIONS:

The exterior of the body, excluding required rub rail and lettering, shall be painted a uniform color: National School Bus Glossy Yellow. Required rub rail and lettering must be black. Additional rub rails may either be black or yellow. The front and rear bumpers and wheels may be black or manufacturer's colors. Grilles and hub caps may be a bright finish (chrome, anodized aluminum, etc.). (Section 12-801 of the Illinois Vehicle Equipment Law)

For buses manufactured on or after May 2, 1994, each opening for a required emergency exit must be outlined around its outside perimeter with a minimum 1 inch (2.54 cm.) wide yellow retroreflective tape. This yellow retroreflective tape must be on the exterior surface of the bus. (57 FR 49413, November 2, 1992)

Optional: Black area around flashing lights is permitted. Black area must not interfere with "SCHOOL BUS" lettering.

Optional: ReflectORIZED tape is permitted provided it reflects the same color that is applied to and cannot be located on any bumper.

Exception: Hoods may be lusterless black or lusterless school bus yellow.

REJECT VEHICLE IF:

Paint does not meet color requirements; paint in poor condition (i.e., faded, peeling or rusted).

Optional black area around flashers interferes with required lettering.

Optional reflectORIZED tape does not meet color requirements or is located on the bumper.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

c) PROJECTIONS

1) Exterior

PROCEDURES/SPECIFICATIONS:

Entire rear of bus must be nonhitchable.

Exceptions: A bus manufactured in October 1978 or earlier is exempt from nonhitchable bumpers. A bus manufactured in August 1974 or earlier is exempt from nonhitchable projections. Every school bus, however, must have a nonhitchable door handle.

REJECT VEHICLE IF:

Exterior projections do not comply with nonhitchable projection requirements.

2) Interior

PROCEDURES/SPECIFICATIONS:

Interior shall be free of all dangerous projections.

Optional equipment (e.g., video camera) that is located in the bulkhead area of the bus and not flush with the interior walls must meet the following requirements:

- 1) Must not interfere with occupant's entering or exiting the bus.
 - 2) Must not be located in driver's head impact zone.
 - 3) Must not obstruct required lettering.
- Additional projections (e.g., external speakers) in the head impact zone shall be padded to prevent injury. This includes inner lining of ceiling and walls.
- Installation of book racks is not permissible.

Exception: All buses purchased prior to September 1974 may be equipped with book racks. However, if book racks are present, they shall be above side windows and shall not extend forward of the front seat or across or above the emergency door. Racks must be free of projections likely to cause

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

injury.

Exception: All buses purchased prior to September 1974 are exempt from padding on interior projections.

REJECT VEHICLE IF:

Optional equipment in bulkhead does not meet requirements.

Remaining interior projections are not padded (e.g., external speakers). Book racks are present.

Flush mounted speakers are exempt from padding requirements.

For buses purchased prior to September 1974, book racks do not meet requirements.

PROCEDURES/SPECIFICATIONS:

Two yellow rigid or sheet type (tape) front reflex reflectors shall be attached securely and as far forward as practicable. (Section 12-202 of the Illinois Vehicle Equipment Law) They shall be located between 15 and 60 inches above the roadway at either fender, cowl, or body and installed so as to mark the outer edge of the maximum width of the bus. No part of the required reflecting material may be obscured by a lamp, mirror, bracket, or any other portion of the bus. No part of the required reflecting material may be more than 11.8 inches (300 mm) inboard of the outer edge of the nearest rail (12 inches on a bus with chassis manufactured in March 1977 or earlier). The reflector may be any shape (e.g., square, rectangle, circle, oval, etc.). A rigid type reflex reflector may be any size if permanently marked either DOT, SAE A, or SAE J 594; otherwise, it shall display at least seven square inches of reflecting material (about 3 inch diameter if a solid circle).

d) REFLECTORS

1) Front

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

A sheet type (tape) reflex reflector may conform to the surface on which it is installed but its forward projected reflecting area shall be at least eight square inches.

Exception: Buses that measure 80 inches wide or less or that measure 25 feet long or less are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

PROCEDURES/SPECIFICATIONS:

One amber at or near the front and one red at or near the rear. Mounted at a height not less than 15 inches and not more than 60 inches above the surface of the road. On sides of buses 20 feet or more in length, one amber as near center as practicable must also be provided. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

PROCEDURES/SPECIFICATIONS:

One amber at or near the front and one red at or near the rear. Mounted at a height not less than 15 inches and not more than 60 inches above the surface of the road. On sides of buses 20 feet or more in length, one amber as near center as practicable must also be provided. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

Two red reflectors on rear body within 12 inches of lower right and lower left corners. (Section 12-202 of the Illinois Vehicle Equipment Law) Minimum three inches in diameter.

Exception: Buses that measure 80 inches wide or less or that measure 25 feet long or less are exempt. (Section 12-202(a) of the Illinois Vehicle Equipment Law)

REJECT VEHICLE IF:

Missing or damaged reflective material; not located or positioned as required.

PROCEDURES/SPECIFICATIONS:

There shall be one rub rail located approximately at seat level which shall extend from the rear of the entrance door on both sides, except at functioning doors, to a point of curvature at the rear of the body. Rub rails shall be constructed of 16-gauge longitudinally corrugated or ribbed steel, ventilated four inches minimum width, and securely fastened to the body by bolts, rivets, or welding.

Rub rails are not required on Type II service and driver's entrance doors; however, if installed, they must meet same requirements as above.

REJECT VEHICLE IF:

Rub rails are missing; not firmly attached; incorrect color; or incorrect number of rails.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

Section 443.APPENDIX I Seat Belts Through Steps

c) SEAT, PASSENGER

a) SEAT BELTS

PROCEDURES/SPECIFICATIONS:

A seat belt shall be installed for the driver (Section 12-807 of the Illinois Vehicle Equipment Law). Seat belts shall be installed for each pupil as required by 49 CFR 571.222. At all times, each seat belt shall be readily available for quick and easy use. All retractors installed shall be automatic locking type. Each belt assembly shall be clean. Belt material, buckle, tongue, etc., of each driver's belt shall remain above floor when not in use.

Exception: On a bus with incomplete vehicle (chassis) manufactured in March 1977 or earlier, pupil belts are not required.

Exception: On a bus manufactured in August 1974 or earlier, driver's belts, etc., need not remain above floor.

REJECT VEHICLE IF:

Seat belts are not secured, not adjustable, cracked, broken, frayed, torn or dirty. Retractor or buckle does not operate properly.

b) SEAT, DRIVER'S

PROCEDURES/SPECIFICATIONS:

The driver's seat shall be rigidly positioned and have a forward and backward adjustment without the use of tools or other nonattached devices.

Seat padding and covering shall be in good condition (i.e., free from holes and tears). Seat cushions shall be securely fastened to the seat frame.

REJECT VEHICLE IF:

Driver's seat is not securely anchored to floor; in poor condition; adjustment mechanism does not function properly.

PROCEDURES/SPECIFICATIONS:

For buses purchased after September 1974 all seats shall have a minimum depth of 14 inches and a minimum back rest height of 20 inches with a 13 inch allowable average hip room in determining seating capacity. All seats shall be forward facing and securely fastened to part or parts of bus which support them. No bus shall be equipped with jump seats or portable seats. The center-to-center seat spacing shall be no more than 24 inches, measured from the seating reference point to the seat back or guard barrier in front of the seat. Padding and covering shall be of fire resistant material. Minimum 36 inch headroom for sitting position above top of undepressed cushion line on all seats (measured vertically not more than seven inches from side wall at cushion height and at front and rear center of cushion). Backs of all seats of similar size shall be of the same width at top and the same height from floor and shall slant at the same angle with the floor. The top and side rails and seat backs shall be padded to cushion level. Seat padding and covering shall be in good condition (i.e., free from holes and tears). Seat cushions shall be securely fastened to the seat frame. (49 CFR 571.222)

Exception: All buses purchased prior to September 1974 and after January 1, 1972, shall have a seating plan for 16 pupils consisting of four rows of 30 inch forward facing seats with a minimum 12 inch aisle down the center. No jump or portable seats allowed. No seat or other object placed in the bus which restricts passageway to emergency door to less than 12 inches.

Exception: Those vehicles used as a school bus by school districts and private contractors prior to January 1, 1972, and are still in their possession that had previously passed a school bus safety inspection can still be utilized if they continue to meet the inspection requirements

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

that were in effect at that time. These vehicles will not have to be brought up to the above standards.

A flip-up seat may be located only adjacent to any side emergency door. For buses manufactured on or after May 2, 1994, the flip-up seat must conform to the following:

- 1) The seat must be designed so that, when in the folded position, the seat cushion is flat against the seat back to prevent a child's limb from becoming lodged between the seat cushion and seat back.
- 2) The seat must be designed to discourage a child from standing on the seat cushion when in the folded position.
- 3) The working mechanism under the seat must be covered to eliminate any tripping hazard.
- 4) All sharp metal edges on the seat must be padded to prevent any snagging hazard.
- 5) No portion of a seat frame or seat bottom may extend past door opening.
- 6) No portion of the door latch mechanism can be obstructed by a seat.
- 7) There must be at least 11.7 inches (30 cm) measured from the door opening to the seat back in front.

REJECT VEHICLE IF:

Passenger seats are not firmly attached to body; broken frame; cushions not firmly attached; padding and covering not fire resistant. Padding or covering is loose, in poor condition, or missing; seats are torn or have holes; minimum seat dimensions or seat spacing is not in compliance.

1) Exterior

A) King Pins

PROCEDURES/SPECIFICATIONS:

Raise vehicle so as to unload kingpins (brakes should be applied to eliminate wheel bearing looseness). Either grasp wheel at top and bottom or use a bar for leverage. Attempt to rock wheel in and out. Check movement at extreme top or bottom of tire. If movement exists, place a dial indicator, tape measure, or a fixed device at the wheel and measure amount of movement.

Place leverage bar under tire. Raise bar to check for vertical movement between spindle and support axle.

REJECT VEHICLE IF:

Wheel bearing movement exceeds 1/4 inch; or kingpin movement exceeds:

Wheel size	Max allowed
16" or less	1/4"
16.1" to 18"	3/8"
over 18"	1/2"

B) Linkage

PROCEDURES/SPECIFICATIONS:

For buses with single "I" beam or tube type front axle, hoist bus under axle. For buses with twin "I" beam type front axles or with "A frame" control arms, each axle or arm must be hoisted independently so as to load the ball joints. Grasp front and rear of tire and attempt to shake assembly right and left to determine linkage looseness. Measure movement of wheel.

Inspect for damage to or looseness in the following linkage components:

1) Ball Joints

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

2) Cotter Pins

3) Drag Link

4) Idler Arm

5) Pitman Arm

6) Steering Box

7) Tie Rod

8) Tie Rod Ends

REJECT VEHICLE IF:

Measurement is found to be in excess of:

Rim Diameter	Maximum Allowable Movement
16" or less	1/4"
17" and 18"	3/8"
over 18"	1/2"

Any linkage component is bent; welded; loose; insecurely mounted or missing.

C) Power Steering

PROCEDURES/SPECIFICATIONS:

Manually and visually inspect:

1) Belts

2) Cylinders

3) Fluid Level

4) Hoses

5) Mounting Brackets

6) Power Assist

7) Pump

REJECT VEHICLE IF:

AGENCY NOTE:

Wheel bearing play can be eliminated by applying service brakes.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Steering components are:

1) Loose, frayed, cracked, missing; incorrect belts

2) Loose and/or leaking

3) Low fluid level

4) Cracked, leaking, rubbed by moving parts

5) Cracked, loose, or broken

6) No assist is evident

7) Loose, leaking.

D) Toe-In/
Toe-OutPROCEDURES/SPECIFICATIONS:

With wheels held in a straight ahead position, drive vehicle slowly over the approved drive-on side slip indicator.

Excessive toe-in or toe-out is a general indication that complete check should be made of all front wheel alignment factors (caster, camber, steering axis inclination).

REJECT VEHICLE IF:

More than 30 feet per mile on the approved side slip indicator.

E) Wheel Bearings

PROCEDURES/SPECIFICATIONS:

With the front end of the vehicle lifted so as to load any ball joints, grasp the front tire top and bottom, rock it in and out. Record movement. To verify that any looseness detected is in the wheel bearing, notice the relative movement between the brake drum or disc and the backing plate or splash shield.

AGENCY NOTE:

Wheel bearing play can be eliminated by applying service brakes.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Relative movement between drum and backing plate, measured at tire, is 1/4 inch or more.

2) Interior

A) Column

PROCEDURES/SPECIFICATIONS:

Inspect to determine that column support bracket is properly tightened and all bolts are present.

REJECT VEHICLE IF:

Column support bracket is not properly tightened or bolts are missing.

B) Lash

PROCEDURES/SPECIFICATIONS:

With road wheels in straight ahead position, turn steering wheel until a turning movement can be observed at the left road wheel. Slowly reverse steering wheel motion and measure lash.

REJECT VEHICLE IF:

Lash exceeds following acceptable limits:

Steering wheel maximum diameter (inches)	Acceptable lash measured at maximum circumference
16 or less	2
18	2 1/4
20	2 1/2
22	2 3/4

C) Shaft

PROCEDURES/SPECIFICATIONS:

Grasp steering wheel with both hands and attempt to move shaft up and down.

REJECT VEHICLE IF:

Steering shaft moves up and down.

D) Steering Wheel

Steps or risers are not solid. Steps, risers or nonskid material covering is missing, loose, or not in good condition. White nosing is missing or in poor condition.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

PROCEDURES/SPECIFICATIONS:

Inspect steering wheel condition.

REJECT VEHICLE IF:

Steering wheel is damaged. Any spokes are missing or reinforcement ring is exposed.

PROCEDURES/SPECIFICATIONS:

Turn steering wheel through a full right and left turn checking for binding, jamming and complete travel left and right.

REJECT VEHICLE IF:

Binding or jamming is present. Does not complete full turn from left to right. Tire rubs on fender or frame during turn.

e) STEPS

PROCEDURES/SPECIFICATIONS:

The first service entrance step shall be no more than 13 1/2 inches off the ground. If necessary, a step of adequate width and length shall be installed to meet this requirement. Provision shall be made to prevent road splash from the wheel from accumulating on the step if installed outside the body.

Risers shall be approximately equal in height, upper risers no more than 12 inches in height.

The surface entrance steps shall have a nonskid material applied. A 1 1/2 inch to three inch white nosing is required on the floor at the top riser.

REJECT VEHICLE IF:

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443.APPENDIX J Stop Arm Panel Through Tow Hooks**a) STOP ARM
PANEL**PROCEDURES/SPECIFICATIONS:

A stop arm panel must be installed on the left side of the bus and may be operated either manually or mechanically. Decals may be used in lieu of painting.

Buses manufactured on or after September 1, 1992 must be equipped with an octagon-shaped semaphore which meet the requirements listed below under "Octagon."

Buses manufactured prior to September 1, 1992 may either be equipped with an octagon-shaped semaphore which meets the requirements listed below under "Octagon" or a hexagon shaped semaphore which meets the requirements listed below under "Hexagon."

Octagon - The arm shall be an octagon-shaped semaphore which measures at least 450 mm x 450 mm (17.72 inches x 17.72 inches) in diameter. The arm shall be red on both sides with a white border at least 12 mm (.47 inches) wide on both sides. The arm shall have the word "STOP" displayed in white uppercase letters on both sides. The letters shall be at least 150 mm (5.9 inches) in height and have a stroke width of at least 20 mm (.79 inches).

The stop signal arm shall comply with either (a) or (b) below:

- a) The entire surface of both sides of the arm can be reflectorized to meet 49 CFR 571.131; or
- b) Each side of the arm shall have at least two red lamps centered on the vertical centerline of the stop arm. One lamp shall be located at the extreme top of the arm and the other at its extreme bottom. The lamps shall light and flash alternately when stop arm is

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

extended and likewise turn off and stop flashing when arm is closed. (49 CFR 571.131) (See Section 443.Illustration A for examples.)

Hexagon - The arm shall be a hexagon shaped semaphore approximately 18 inches wide and 18 inches long and of 16 gauge metal. The stop arm signal shall have the "STOP" painted on both sides in white letters at least six inches high with a brush stroke approximately 7/8 inch wide. The word "STOP" shall be painted on a panel with red background of approximately 8 inches by 16 inches.

Remaining area of stop arm blade is to be painted white with a band of white border at least 1/2 inch wide painted from and rear on both sides as contrast. White portion of stop arm signal shall be reflectorized or shall have double-faced lamps with red lens approximately four inches in diameter located in the top and bottommost position of the blade. These lamps shall light and flash alternately when stop arm is extended and likewise turn off and stop flashing when arm is closed. (Section 12-803 of the Illinois Vehicle Equipment Law) (See Section 443.Illustration A for examples.)

Optional: Strobe lamps are acceptable on stop arm panels.

REJECT VEHICLE IF:

Stop arm panel is in poor condition (i.e., faded, peeling, or rusted); lights do not operate properly (if installed); is not securely attached; is not operating properly; does not meet requirements; is missing.

**b) STORAGE
COMPARTMENT
(optional)**

PROCEDURES/SPECIFICATIONS:

Covered, fire-resistant container securely fastened of adequate strength and capacity for tire chains and tools for minor emergency repairs.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

If installed, storage compartment does not meet requirements.

Coil is missing, disconnected, broken, loose bushings, welded or damaged.

c) SUN VISOR

PROCEDURES/SPECIFICATIONS:

Shall be interior, adjustable and not less than five inches by 16 inches. Must be installed above windshield.

Not required to be transparent, but must not interfere with view of interior rear view mirror.

REJECT VEHICLE IF:

Sun visor does not meet requirements.

d) SUSPENSION

1) Shocks

PROCEDURES/SPECIFICATIONS:

Equipped with front and rear heavy-duty, double acting shock absorbers.

Springs are missing or broken. Shackles or "U" bolts worn or loose. Center bolt in springs sheared or broken. Steering stops allow tire to rub on frame or metal.

REJECT VEHICLE IF:

Shocks are missing or severe leakage (not slight dampness) occurs. Mounting bolts or mounts are broken or loose, or rubber bushing is partially or completely missing.

Any leaves are cracked or missing. Any shackle, shackle pins, hangers, or "U" bolts are worn, loose, or missing.

2) Springs

A) Coil

PROCEDURES/SPECIFICATIONS:

Visually inspect:

1) Spring

2) Control arms

3) Torque arms (rear)

REJECT VEHICLE IF:

Torque arms (if applicable - rear)

Stabilizer bar(s) (if applicable)

C) Torsion Bar (Stabilizer Bar)

PROCEDURES/SPECIFICATIONS:

Visually inspect:

1) Torsion bar

2) Mounting brackets

3) Control arms

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

REJECT VEHICLE IF:

Torsion bar missing, disconnected, broken, loose, welded, or damaged.

e) TOW HOOKS
(optional)

1) Front

PROCEDURES/SPECIFICATIONS:

A front tow hook must not extend beyond the front of the front bumper. Each front tow hook not fastened securely to the chassis frame shall be connected to the frame by suitable braces.

REJECT VEHICLE IF:

Tow hook(s) extend beyond bumper; not securely attached.

2) Rear

PROCEDURES/SPECIFICATIONS:

Any tow hook(s) installed on the rear shall be attached or braced to the chassis frame or to an equivalent structural member of an integral type bus. A tow hook must not extend beyond the rear face of the rear bumper.

REJECT VEHICLE IF:

Tow hook(s) extend beyond bumper; not securely attached.

Section 443.APPENDIX K Undercoating Through Windshield Wipers

a) UNDERCOATING

PROCEDURES/SPECIFICATIONS:

Fire resistant undercoating material applied by spray. Entire underside of body, front fenders, floor members and side panels below floor level must be covered.

REJECT VEHICLE IF:

Undercoating does not meet requirements.

b) VENTILATION

PROCEDURES/SPECIFICATIONS:

Body must be equipped with ventilating system capable of supplying proper quantity of air under operating conditions.

REJECT VEHICLE IF:

Air is obstructed; not securely fastened; not covered.

c) WARNING
DEVICESPROCEDURES/SPECIFICATIONS:

Either three red cloth flags not less than 12 inches square and three red reflectors minimum of 3 inches in diameter or three bidirectional emergency triangles that conform to 49 CFR 571.125 (Section 12-702 of the Illinois Vehicle Equipment Law) Kit shall be securely stored.

REJECT VEHICLE IF:

Required warning devices are not present or are in poor condition.

d) WHEELS

1) Housings

PROCEDURES/SPECIFICATIONS:

Full open type attached to floor sheet to

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

prevent water, fumes or dust entering the body. Inside height should not exceed 10 inches above floor line. Housings shall allow for unimpeded wheel and tire service or removal. Housing shall provide clearance for installation and use of tire chains on the dual or single tires installed on the rear wheels.

Inspect tire and road wheel assemblies.

REJECT VEHICLE IF:

Wheel housings do not meet clearance requirement; wheel housings are not firmly secured; holes are present.

A tire or wheel is rubbing against any portion of the suspension, chassis, or body.

2) Rim

PROCEDURES/SPECIFICATIONS:

Inspect all wheel and rim bolts, nuts, studs, lugs, locking rings, etc. Each cover, cap, or decorative ring that obscures any of these items must be removed prior to the inspection.

Inspect for visible wheel damage.

REJECT VEHICLE IF:

Any wheel or rim securing device such as a nut, bolt, stud, lug, ring, or other type securing device is loose, missing, or cracked.

Wheel locating hole(s) are elongated, oversized, or "wallowed out." Any part of a wheel or rim is cracked, repaired by welding or rewelding, or damaged so as to cause unsafe operation of the vehicle.

3) Tires

PROCEDURES/SPECIFICATIONS:

Inspect tire for proper inflation (i.e., flat tire).

A regrooved, retreaded, or recapped tire shall not be on the front steering axle.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

A tire with restricted use marking is prohibited. (e.g., "NHS" or "SL" following size marking, "Off Highway," "Farm Use," "Racing Only," etc.)

No school bus shall be equipped with any tire which has been so worn that tread configuration is absent on any part of the tire which is in contact with the road surface.

Inspect for tread wear:

1) Check for the presence of tread wear indicators.

2) For tires without tread wear indicators, use tread depth gauge to measure groove depth.

Steering (Front) Axle: Measure groove depth at any point on a major tread groove.

Drive (Rear) Axle: Measure groove depth in any two adjacent grooves at three equally spaced intervals around the circumference of the tire.

Do not measure on a tie-bar, groove hump, or fillet.

3) For tires without tread wear indicators and with noncircumferential grooves, or "spaces," between the tread elements (as in snow, mud, lug knob, or traction treads):

Steering (Front) Axle: Measure in a major groove at a point halfway between the center of the tire and the outside of the tread at any point on a major tread groove.

Drive (Rear) Axle: Measure in a major groove at a point halfway between the center of the tire and the outside of the tread at three equally spaced intervals around the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

circumference of the tire.

- 4) Inspect tire for bald, partially bald, cupped, dishd, or unevenly worn areas.

AGENCY NOTE: "Bald" means without a groove.

Inspect for visible cord damage and exposure of ply cords in sidewalls and treads, including belting material cords.

Inspect for evidence of tread or sidewall separation.

Inspect for regrooved or recut treads.

AGENCY NOTE: 49 CFR 369 requires tires marked "REGROOVABLE" to have sufficient tread rubber that, after regrooving, cord material below the grooves shall have a protective covering of tread material at least 3/32 inch thick.

Inspect tires for legible markings showing size designation and carcass construction.

AGENCY NOTE: "R" in size designation shows radial construction. More plies at tread than sidewall shows belted construction. Same number of plies at tread and sidewall, without a belted or radial indication, shows plain bias construction.

Tires on same axle must be of same construction.

Inspect tires for size designation and for matched construction.

AGENCY NOTE: "Construction" refers to bias, bias belted, or radial arrangement of ply cords in the tire carcass.

Inspect each single dual tire assembly.

A mixture of regular and mud-and-snow treads must be same on both sides of axle.

When radial and conventional (i.e., bias) ply tires are both used on a vehicle, one of the

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

following two requirements shall be met:

1. On vehicles with one single wheel axle and one or more dual wheel axles, radial tires shall be used on the steering (i.e., front) axle only.

2. On vehicles having two single wheel axles, radial tires shall be used on the rear axle only.

A tube built only for bias tire shall not be installed in a radial tire. Red color shall not be added to stem of a "bias" tube. (Valve stem of tube for radial tire is either marked "radial" or has red ring or is painted red.) A "radial" tube and flap may be used in a bias tire.

Inspect valve stems.

REJECT VEHICLE IF:

Improper inflation (flat tire).

Regrooved, retreaded or recapped tire is located on front steering axle.

Restricted marking is present.

Any part of tire which is in contact with road surface is absent of tread configuration.

- 1) Tread wear indicators contact road in any two adjacent grooves at three equally spaced intervals around the circumference of the tire.

- 2) On steering (front) axle: Tread groove depth is less than 4/32 inch when measured at any point on a major tread groove.

On drive (rear) axle: Tread groove depth is less than 2/32 inch in any two adjacent grooves at three essentially equally spaced intervals around the circumference of the tire.

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

- 3) On steering axle: Tread groove depth is less than 4/32 inch when measured in a major groove at a point halfway between the center of the tire and the outside of the tread at any point on a major tread groove.

On drive axle: Tread groove depth is less than 2/32 inch when measured in a major groove at a point halfway between the center of the tire and the outside of the tread at three essentially equally spaced intervals around the circumference of the tire.

- 4) The tire has bald, partially bald, cupped, dishd or unevenly worn areas.

A broken or cut cord can be seen. Rubber is worn, cracked, cut or otherwise deteriorated or damaged so that a cord can be seen - either when the tire is not touched or when the edges of the crack, cut or damage are parted or lifted by hand.

Tire has bump, bulge, knot or other evidence of partial carcass failure, air seepage, or loss of adhesion between carcass and tread or sidewall.

Tread has been regrooved or recut on a tire that does not have the word "REGROOVABLE" molded on or into both sides of the tire.

A tire on a road wheel does not exhibit a legible size marking and a legible construction marking.

Tires on the same axle are not of same construction.

A tire exceeds the diameter (not width) of its mate by 1/2 inch (1/4 inch radius) or more; or one tire touches its mate.

A mixture of regular and mud-and-snow treads are not the same on both sides of the axle.

Requirements for using both radial and

e) WINDOWS

PROCEDURES/SPECIFICATIONS:

All applicable provisions of 49 CFR 571.205 apply to the optional laminated safety glass and also to any plastic material(s) used in a multiple glazed unit.

Glazing shall be marked as follows pursuant to 49 CFR 571.205:

- 1) Windshield - "AS 1" Glass
- 2) Driver's window - "AS 1" Glass or "AS 2" Glass
- 3) Driver's door - "AS 1" Glass or "AS 2" Glass
- 4) All other locations - "AS 1" Glass, "AS 2" Glass, or "AS 3" Glass.

REJECT VEHICLE IF:

Windows do not meet requirements or are not properly identified.

- 1) Emergency
(Also see
EMERGENCY
EXITS)

PROCEDURES/SPECIFICATIONS:

When the emergency door is located on the left side, a rear emergency window shall be provided. Minimum dimensions are 16 inches high and 48 inches wide. Designed to be opened from the inside or the outside. Hinged on top, designed and operated to insure against accidental closing in an emergency. Inside handle shall provide for

DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

NOTICE OF PROPOSED RULES

quick release. Outside handle shall be nondetachable and nonhitchable. When locked or not fully latched, window shall actuate alarm audible and visible to driver. No cutoff switch allowed.

Optional emergency windows are allowed. They must be labelled "Emergency Exit" in letters at least two inches high, of a color that contrasts with its background, located at the top of or directly above the window on the inside surface of the bus.

REJECT VEHICLE IF:

Operating mechanisms do not function. Alarm does not function. Glass is cracked or broken (see EMERGENCY EXIT - Alarms and Locks).

2) Rear

PROCEDURES/SPECIFICATIONS:

Glazing in rear of bus shall be of fixed type. Any authorized or required sign, letters or numerals displayed on the window in the rear of the bus shall be located so as not to obstruct the driver's view.

REJECT VEHICLE IF:

Visibility through rear windows is obstructed. Glass is cracked or broken.

3) Side

PROCEDURES/SPECIFICATIONS:

All buses purchased after September 1974 must have each side window as an unobstructed emergency opening and at least a nine inch by 22 inch wide opening obtained by lowering the window. Six inch stop line required on all windows. Safety glass, or equivalent, with exposed edges banded.

All buses purchased prior to September 1974 and after January 1, 1972, must have approved safety glass in all windows and doors and all exposed edges of the glass shall be banded.

Those vehicles used as a school bus by school districts and private contractors prior to

January 1, 1972, and are still in their possession and had previously passed the school bus safety inspection can still be utilized if they continue to meet the inspection requirements that were in effect at that time. These vehicles will not have to be brought up to the above standards.

Note: For information regarding optional route identification markings, see Lettering.

REJECT VEHICLE IF:

Windows do not meet emergency opening requirements. Window does not open easily. Glass is cracked or broken. Stop lines are missing.

Window latches do not operate properly.

4) Windshield

PROCEDURES/SPECIFICATIONS:

Shall be installed between front corner posts and must not obstruct driver's view. (Section 12-501 of the Illinois Vehicle Equipment Law)

All buses purchased after September 1974 must have tinted safety glass six inches below top of windshield or equivalent to reduce glare.

All buses purchased prior to September 1974 must have safety glass and shall be heat resistant, laminated plate.

REJECT VEHICLE IF:

Windshield is not firmly sealed or attached. Glass is broken, cracked, or discolored (not including allowed tint).

f) WINDSHIELD WASHER

PROCEDURES/SPECIFICATIONS:

Windshield washer shall effectively clean the area covered by both wipers.

REJECT VEHICLE IF:

Windshield washer does not effectively clean entire area or does not operate properly.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

9) WINDSHIELD
WIPERSPROCEDURES/SPECIFICATIONS:

Wipers shall be either two speed or variable speed with nonglare arms and blades. Blades need not be individually powered.

REJECT VEHICLE IF:

Windshield wipers do not cover entire cleaning area. Blades are damaged, torn, hardened, or rubber wiping element has broken down. Wiper fails to park properly when shut off.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

**Section 443.APPENDIX L Illinois Minimum Standards for School Bus - Van Type
Conversions 1-16 Passengers Purchased Prior to September 1974**

- a) The service door shall be located to the right of the operator and may be manually controlled from the operator's seat by an over center control.
- b) The emergency doors shall be located in the center of the rear end or on the right-hand side of the school bus. The door shall be equipped with fastening devices for opening from the inside and the outside body, which may be quickly released, but is designed to offer protection against accidental release.
- c) No seat or other object shall be placed in the bus which restricts passageway to the emergency door to less than twelve inches.
- d) The minimum clearance of all aisles, including between the seats and leading to the emergency door shall be twelve inches.
- e) The ceiling and walls shall be insulated with fireproof material to deaden sound and reduce vibration to a minimum.
- f) The interior of the school bus shall be free of all unnecessary projections likely to cause injury. This inner lining on ceilings and walls shall be fiberboard or metal.
- g) All glass in the windshield, windows, and doors shall be of approved safety glass. All exposed edges of glass shall be banded. The glass in the windshield shall be heat-absorbent laminated plate.
- h) 123 inch wheelbase.
- i) G.V.W.R. 7600 pounds.
- j) 3300 lbs. front axle.
- k) 5050 lbs. rear axle.
- l) 1475 lbs. front springs.
- m) 2200 lbs. rear springs.
- n) 8:00 x 16.5, 8 ply rating tires.
- o) 8 hole disc 16.5" x 6.00".
- p) High output primary heater.
- q) Rear heater recirculating type.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

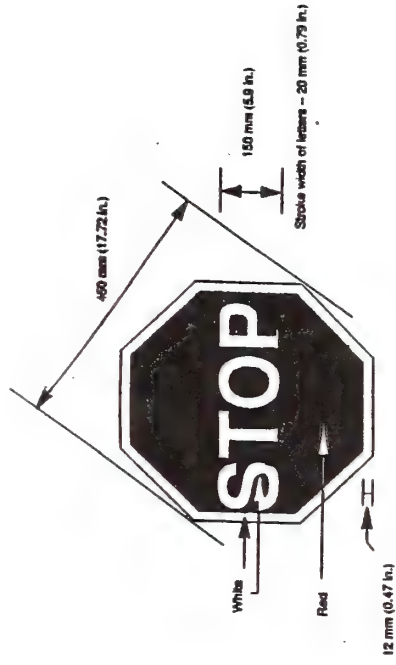
- r) Two moveable glass vents or windows. One located on the right side and one on the left side of the driver's areas. These are optional.
- s) 240 cu. in. minimum engine.
- t) 55 amp alternator.
- u) 70 amp battery.
- v) Two 5" x 10" (minimum) outside rear view mirrors (West Coast Type), and two 3" convex mirrors (buses purchased prior to September, 1974, may have the 3" "stick on type" convex mirrors, provided they do not reduce the visual field of the mirror below 50 square inches).
- w) Inside rear view mirror.
- x) A convex crossover mirror 7 1/2" in diameter, mounted on left front to give the seated driver a view of the roadway immediately in front of the front bumper.
- y) Seating plan must allow 13 inches of seating space for each of 16 or fewer passengers, exclusive of the driver. All seats must face forward with a minimum of 12" aisle down the center or down the right side. No jump or portable seats allowed.
- z) Manually or mechanically operated "Stop" signal arm. Hexagon shaped semaphore mandatory on all vehicles purchased after December 31, 1975.
 - aa) One rub rail applied to each side operator's door and service door. Rub rail may be omitted on operator's door if "Stop" signal arm is mounted on it.
 - bb) Floor must be covered with a non-skid type material.
 - cc) Roof mounted "School Bus" sign with flashing lights, acceptable until December 31, 1976. An eight light flashing system is then mandatory.
 - dd) Color of bus shall be National School Bus Chrome Yellow.
 - ee) All required lettering shall be in black. Emergency door lettering shall be two inches. Bus Number, School Name, District or Contractor's name on both sides of vehicle shall be four inches. "School Bus" shall be eight inches.
 - ff) Vehicles may not be altered or converted to carry more than 16 passengers.

DEPARTMENT OF TRANSPORTATION

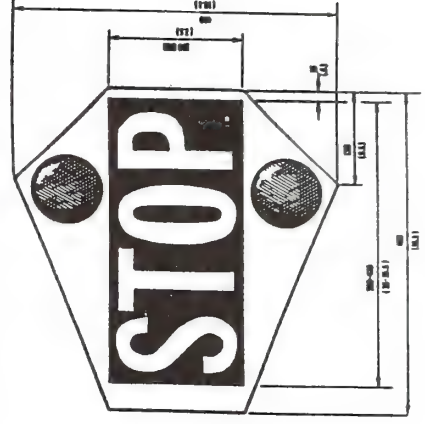
NOTICE OF PROPOSED RULES

Section 443. ILLUSTRATION A Stop Arm Panels

Octagon Shaped Semaphore (see Section 443.APPENDIX J (a))



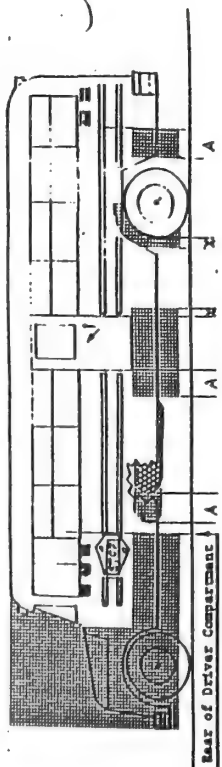
Hexagon Shaped Semaphore (see Section 443.APPENDIX J (a))



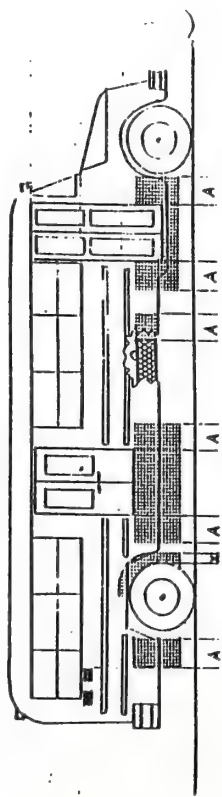
DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

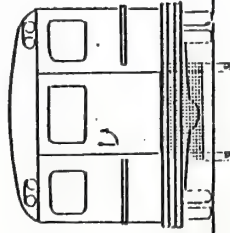
Section 443. ILLUSTRATION B Exhaust Guidelines



NOT TO SCALE



- Distance A = 1 meter (39 3/8")
- Distance x = 150 millimeters (5 7/8")
- Prohibited Zone
- Ventilating Air Intake (anywhere on side)
- Fuel Tank
- Rear shield between tank & discharge eliminates prohibited zone at tank.



DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443. ILLUSTRATION C Brake Inspection Report



School Bus Brake Inspection Report

District of Contractor:

Name _____ Telephone() _____
 Address _____
 City/State _____ Zip _____
 School Bus Unit Number _____ Chassis Make _____
 Chassis Year _____ Chassis V.I.N. _____

Illinois law requires all school buses to be safety inspected at least once every six months or 10,000 miles, whichever occurs first. In addition, the Illinois Department of Transportation requires that a visual brake inspection be performed on every school bus operated in Illinois at least once a year or every 10,000 miles, whichever occurs first.

A completed School Bus Brake Inspection Report must be presented to the Certified Safety Tester each time a school bus is taken to an Official Testing Station for a safety inspection.

I attest that the entire brake system on the school bus listed above was inspected and found to be operating in accordance with the manufacturer's specifications or was repaired to perform in accordance with the manufacturer's specifications. The visual inspection of the brake system was performed on _____ by a qualified mechanic employed by _____ (date)

_____ The mileage on this school bus (business/school district where brake inspection was completed) was _____ when the visual brake inspection was performed. (mileage)

(name of authorized school district official or contractor) _____ (date)
 Please print or type

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

(signature of authorized school
district official or contractor)

(title)

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443. ILLUSTRATION D Propane Decal



DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

Section 443. ILLUSTRATION E Driver's Pre-Trip Inspection Requirements and Sample Form

As required in Section 13-115 of the Illinois Vehicle Inspection Law, drivers must complete the following "Pre-trip Inspection" daily:

"Each day that a school bus is operated the driver shall conduct a pre-trip inspection of the mechanical and safety equipment on the bus as prescribed by rule or regulation of the Department." (Section 13-115 of the Illinois Vehicle Inspection Law)

The following requirements became effective August 1, 1975:

- a) The driver must inspect his vehicle each day prior to beginning a trip.
- b) The driver is required to make a written report of this pre-trip inspection. He must report any defects found to the proper authority so that the defects can be corrected.
- c) The pre-trip inspection report shall be made in duplicate.
- d) As designated by the owner, the original copy shall be presented to the person of authority on a daily basis. These original copies shall be retained by the owner for one hundred and eighty days.

- e) The duplicate copy shall remain in the bus for a period of at least thirty days.

- f) The form shall specify items to be checked (see subsection (i)) and the minimum information to be recorded.

- g) The pre-trip inspection records and reports will be made available for inspection and audit by authorized representatives of the Department at any time.

- h) It is the responsibility of the bus owner to furnish pre-trip inspection report forms that meet the minimum requirements of this Chapter.

- i) Required items to be checked during the driver's Pre-Trip Inspection:

- 1) Coolant; oil; battery; washer fluid levels; fan belts; and wiring.
- 2) Steps; cleanliness; upholstery; windows; warning devices; fuses; first aid kit; fire extinguisher; emergency door (open and close); lettering.
- 3) Odometer reading and indication of whether or not state inspection is due.

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

- 4) Steering wheel; windshield wipers and washers; heater and defroster; horn; service door (open and close); all mirrors (adjustment); door buzzer; clutch; brake warning buzzer; stop arm control; gear shift lever; neutral safety switch; water temperature; fuel; vacuum or air pressure; gauges; parking brake; seat belt(s).
- 5) Ammeter; all interior lights; headlights (high/low beams).
- 6) Right front wheel and tire; right side marker lamps; turn signal light and reflectors; right rear view and safety mirror; headlights; turn signals; cluster; clearance; and I.D. lights; alternating flashing lights; windshield; underside of chassis; crossover mirror; left rear view mirror and safety mirror; left front wheel and tire; driver's side window; stop arm; left side marker lamps; turn signal light and reflectors; emergency door (open and close); left rear wheels and tires; exhaust system (tailpipe clear); cluster; clearance and I.D. lights; taillights; turn signals and reflectors; alternating flashing lights; rear emergency door (open and close); right rear wheels and tires; fuel tank filler caps.
- 7) Drain air brake tank. Record condition of bus (i.e., satisfactory or unsatisfactory).

DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULES

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

COMPANY NAME OR SCHOOL DISTRICT NAME

1) Heading of the Part: Older Americans Act Programs

2) Code Citation: 89 Ill. Adm. Code 230

3) Section Numbers: Adopted Action:

230.360 Amendment

230.361 Amendment

230.362 Amendment

230.363 Amendment

230.364 Repeal

230.365 Amendment

230.366 New Section

4) Statutory Authority:

20 ILCS 105/4.01, (4), (11) and (12) and 105/5.02.

5) Effective Date of the Amendments: September 1, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this proposed amendment contain incorporations by reference? Yes

8) Date Filed in Agency's Principal Office: August 23, 1994

9) Notice of Proposal Published in Illinois Register:

April 15, 1994: 18 Ill. Reg. 5720

10) Has JCAR issued a Statement of Objection to these amendments? No

11) Difference between proposal and final version:

The following substantive changes were made:

Section 230.366

In above cited Section subsection (a), last sentence, was revised to read as follows: "Repayment of questioned costs based upon any negotiated settlement must be completed within a negotiated timeframe."

In above cited Section subsection (b), last sentence, was revised to read as follows: "If audit findings of a grantee and contractor indicate a condition specified in Section 230.140(a)(1-4) of this Part, the Department will further investigate to determine if suspension or termination is warranted."

In addition, various technical, editorial and grammatical changes were made in response to suggestions of the Joint Committee on Administrative

Bus _____ Odometer _____ Date _____ Time _____

Open Hood and Check:
☐ Coolant, Oil, Battery, Washer
 Fluid Levels, Fan Belts and Wiring

Enter Bus and Check:
☐ Steps, Cleanliness, Upholstery, Windows, Warning Devices, Fuses, First Aid Kit, Fire Extinguisher and Emergency Door (open and close), Lettering

Record Odometer Readings _____
 (Circle if State Inspection is due shortly)

Start Engine and Check:
☐ Steering Wheel
☐ Windshield Wipers and Washers
☐ Heater and Defroster
☐ Horn
☐ Service Door (open and close)
☐ All Mirrors (Adjustment)
☐ Door Buzzer
☐ Clutch
☐ Brake Warning Buzzer
☐ Stop Arm Control
☐ Gear Shift Lever
☐ Neutral Safety Switch
☐ Water Temp., Fuel, Vacuum or Air Pressure

☐ Gauges
☐ Parking Brake
☐ Seat Belt

Drive Bus Forward and Apply Brakes
 Activate All Lights and Check:
☐ Ammeter, All Interior Lights, Headlights (high/low beams)

Drain Air Brake Tank
 Condition of this Bus is:
☐ Satisfactory
☐ Unsatisfactory

REMARKS

Signature of Driver making Report _____

Signature of Mechanic making Repairs _____

Date Repairs Completed _____

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

Rules.

12) Have all changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this amendment replace an emergency amendment currently in effect? No

14) Are there any proposed amendments pending on this Part? No

15) Summary and Purpose of Amendments:

These amendments correct applicable references implementing Office of Management and Budget Circulars A-128 and A-133 concerning federal audit requirements of grantees/contractors receiving federal financial assistance through the Illinois Department on Aging and delete obsolete requirements or requirements now contained in OMB Circulars A-128 and A-133.

16) Information and questions regarding these adopted amendments may be directed to:

Ms. Pamela W. Balmer, Assistant
Office of General Counsel
Illinois Department on Aging
421 East Capitol Avenue #100
Springfield, Illinois 62701-1789
(217) 782-4842

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER II: DEPARTMENT ON AGING

PART 230

OLDER AMERICANS ACT PROGRAMS

SUBPART A: STATE AGENCY

Section	Designation and Function
230.10	Designation and Function
230.20	Administration
230.30	State Plan
230.40	State Agency Requirements
230.41	Advocacy
230.42	Long-Term Care Ombudsman Program
230.43	Service Delivery Systems Responsibilities
230.44	State Advisory Council
230.45	Intrastate Funding Formula
230.46	Hearings
230.47	Designation of Planning and Service Areas

SUBPART B: AREA AGENCIES ON AGING

Section	Designation and Function
230.110	Designation and Function
230.120	Administration
230.130	Area Plans
230.140	Withdrawal of Area Agency on Aging Designation
230.145	Continuity of Services
230.150	Area Agency on Aging Responsibilities

SUBPART C: SERVICE REQUIREMENTS

Section	Direct	Provision of Services by the Department and Area Agencies on Aging	Planning, Coordination and Provision of Services Funded Under Other Programs	Licensure and Safety Requirements	Provider Requirements	Services
230.210						
230.220						
230.230						
230.240						
230.250						

SUBPART D: FISCAL REQUIREMENTS

Section	Types of Allotments	Limitations on Use	Service Funding Requirements	Obligation of Allotments
230.310				
230.320				
230.330				
230.340				

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

230.350 Maintenance of Effort: Non-Federal Share
 230.360 General Audit ~~Financial-and-Compliance~~ Requirements
 230.361 Purpose of ~~Financial-and-Compliance~~ Audits
 230.362 Audit Engagement Agreement ~~Better~~
 230.363 Distribution of the Cost of a Unified Audit
 230.364 Scope of the Financial and Compliance Audit ~~(Repealed)~~
 230.365 Audit ~~Reports~~ Report
 230.366 Resolution of Audit Findings
 230.370 Program and Financial Reviews

SUBPART E: HEARINGS

Section
 230.410 Hearing Before the Department
 230.420 Hearing Before the Area Agency on Aging
 230.430 Non-applicability of Hearing Requirements
 230.440 Arrangements for Hearings

SUBPART F: TITLE III-D

Section
 230.510 Target Population
 230.520 Eligibility Criteria
 230.530 Eligibility Determination
 230.540 Allowable Services
 230.550 Maintenance of Effort
 230.560 Coordination of Services
 230.570 Distribution of Funds
 230.580 Area Agency on Aging Administration

SUBPART G: CASE MANAGEMENT SERVICES

Section
 230.610 General Requirements for Providers of Case Management Services
 230.620 Case Management Service Availability
 230.630 Service Activities
 230.640 Records and Documentation
 230.650 Case Coordination Unit Compliance During Contract/Grant Period

AUTHORITY: Implementing the Illinois Act on the Aging [20 ILCS 105] and the Older Americans Act, as amended (42 U.S.C. 3001 et seq.) and authorized by Section 4.01 of the Illinois Act on the Aging [20 ILCS 105/4.01].

SOURCE: Adopted at 5 Ill. Reg. 3722, effective March 31, 1981; amended at 6 Ill. Reg. 7379, effective June 16, 1982; codified at 7 Ill. Reg. 5178; amended at 7 Ill. Reg. 9132, effective July 27, 1983; amended at 8 Ill. Reg. 9330, effective June 15, 1984; amended at 9 Ill. Reg. 5297, effective April 8, 1985; amended at 10 Ill. Reg. 5787, effective March 27, 1986; recodified at 10 Ill. Reg. 7653, effective April 30, 1986; amended at 10 Ill. Reg. 14616, effective

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

August 26, 1986; amended at 11 Ill. Reg. 3856, effective February 17, 1987; amended at 11 Ill. Reg. 7586, effective April 8, 1987; amended at 11 Ill. Reg. 15869, effective October 1, 1987; emergency amendments at 12 Ill. Reg. 12540, effective July 15, 1988, for a maximum of 150 days, emergency expired December 12, 1988; amended at 13 Ill. Reg. 2015, effective February 1, 1989; amended at 13 Ill. Reg. 3054, effective March 1, 1989; amended at 13 Ill. Reg. 20299, effective December 15, 1989; amended at 14 Ill. Reg. 2308, effective January 25, 1990; amended at 15 Ill. Reg. 18642, effective December 13, 1991; amended at 16 Ill. Reg. 15401, effective September 28, 1992; amended at 18 Ill. Reg.

14072, effective SEP 01 1994.

SUBPART D: FISCAL REQUIREMENTS

Section 230.360 General Audit ~~Financial-and-Compliance~~ Requirements

- a) All grantees and contractors who receive financial assistance through the Illinois Department on Aging must obtain and file an ~~a financial and-compliance~~ audit report as mandated in, and in accordance with, Office of Management and Budget (OMB) Circular A-128, "Audit of State and Local Governments" or OMB Circular A-133, "Audits of Institutions of Higher Education, and Other Nonprofit Institutions"; and, as applicable, in accordance with "Government Auditing Standards" (45 CFR 92, October 1988); "Administration of Grants" (45 CFR 74, March 1991); "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" (7 CFR 3016, October 1988); "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" (29 CFR 97, October 1988); "Uniform Federal Assistance Regulation" (7 CFR 3015, August 1993); "Audits of Institutions of Higher Education and Other Nonprofit Institutions" (7 CFR 3051, August 1993); "Audit Requirements for Grants, Contracts and Other Agreements" (29 CFR 96, October 1991), no later editions or amendments included. ~~of-their-aging-program operations--Such-financial-and-compliance-audits-must-be-made-in accordance-with-generally-accepted-auditing-standards--including-the standards-of:~~
- 1) ~~the-U.S.-General-Accounting-Office's-publication-Government Auditing Standards-(45-CFR-92-October-17-1988-no-later-editions or-amendments-included)-and~~
 - 2) ~~any-specific-audit-instructions-issued-by-the-Illinois-Department on-Aging;~~
- b) Such audits must be conducted in accordance with generally accepted auditing standards, including the standards of:
- 1) The U.S. General Accounting Office's publication, "Government Auditing Standards" (45 CFR 92, October 1988) and those applicable citations in subsection (a) of this Section; and
 - 2) any specific audit instructions issued by the Department.

b) ~~financial-and-compliance-audits-shall-be-performed-by-a-licensed-firm of-Certified-Public-Accountants)-in-good-standing-who-are sufficiently-independent-of-those-who-authorize-the-expenditure-of~~

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

Older Americans Act or related funds--(6-9-77-interest-income--local cashy--in-kind--contributions--project income)--including the matching funds provided in order to produce unbiased opinions--conclusions--or judgments--they shall meet the independence criteria outlined in Chapter 97-Part 117 of the 9-9-79 General Accounting Office publication Government Auditing Standards (45-CPA-92-October 17-1987--no later editions or amendments included)--in instances where the grantee is an agency of a unit of general purpose government, the grantee may contract with the audit division thereof subject to the prior approval of the Illinois Department on Aging and subject to the requirements of Section 230.361.

c) Financial and Compliance Audits must be conducted annually.

d) Where an aging project is operated within a multipurpose organization or one which operates more than one aging project, the grantee may obtain an organization wide financial compliance audit so long as the audit procedures used and the audit report address the aging project specifically. Also, the portion of the audit expense charged to the Older Americans Act or other Illinois Department on Aging administered funds must be proportional to the share of the audit dealing with the project.

d) Each grantee and contractor must establish a procedure for reviewing financial and compliance audit reports and responding to recommendations.

(Source: Amended at 18 Ill. Reg. 14072, effective SEP 01 1994)

Section 230.361 Purpose of Financial and Compliance Audits

The purpose of grantee financial and compliance audits shall be to determine the effectiveness of the financial management systems and internal procedures established by a grantee or contractor to meet the terms of its award awards and to determine whether the grantee grantees and contractors are in conformance, as applicable, with significant compliance requirements (Office of Management and Budget (OMB) publication "Compliance Supplement for Single Audits for State and Local Governments" (September 1990 49-CPA-127-October 17-1995, no later editions or amendments included)) and "Compliance Supplement for Audits of Institutions of Higher Learning and Other Nonprofit Institutions" (October 1991, no later editions or amendments included) that can have a material effect upon the program programs. The audit report is also used to ascertain the amount of unearned Federal or State funds (unspent funds) at the end of the grant.

(Source: Amended at 18 Ill. Reg. 14072, effective SEP 01 1994)

Section 230.362 Audit Engagement Agreement Better

a) Each grantee and contractor is responsible for securing its own

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

independent auditor. Grantees will ensure that the contract with the auditor is covered by an audit engagement letter which, at a minimum, must include:

- 1) Scope of the audit;
- 2) Audit period;
- 3) Type of audit;
- 4) Provision for an expression of positive assurance on the compliance of the audited entity with regulatory requirements (described in Section 230.361) for tested items, and negative assurances for untested items;
- 5) Provision for a letter of a non-material finding(s) (minor discrepancies found in the audit and not included in the report) developed in the audit and excluded from the report;
- 6) Basis for allocation of fee--the cost of the audit shall be distributed to all sources of funds based on a reasonable distribution plan;
- 7) Due date for submission of the final and compliance audit;
- 8) Submission of one fully complete copy of the compliance audit working papers to the audited entity;
- 9) Any additional terms, agreements or relationships imposed by the grantee or the auditor affecting the audit agreement.

b) Prior to the initiation of audit activity, the grantee and contractor will ensure the contract with the auditor is covered by an audit engagement agreement which, at a minimum, includes:

- 1) Scope of the audit;
- 2) Audit period;
- 3) Provision for an opinion on the financial statements in conformity with generally accepted government auditing standards, "Government Auditing Standards" issued by the U.S. General Accounting Office and state the audit will be performed in accordance with Office of Management and Budget (OMB) Circular A-128 "Audit of State and Local Governments" or A-133, "Audits of Institutions of Higher Education, and Other Nonprofit Institutions"; and in accordance with those applicable citations in Section 230.360 (a) of this Part.
- 4) Provision for a report on the internal control structure that awards are managed in compliance with applicable laws, regulations, and grant terms.
- 5) Provision for an expression of positive assurance of the compliance of the grantee and contractor with regulatory requirements (described in Section 230.361 of this Part) for tested items, and negative assurance for untested items.
- 6) Provision for a letter of a non-material audit finding(s) developed in the audit and excluded from the audit report.
- 7) Basis for allocation of audit fee. The cost of the audit shall be distributed to all sources of funds based on a reasonable distribution plan.
- 8) Due date for submission of the audit report.
- 9) The auditor will provide the grantee and contractor with a copy

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

of the compliance audit workpapers.
 10) Any additional terms, agreements or relationships affecting the audit engagement agreement.

c) The Audit-Engagement-Agreement audit engagement agreement must be submitted to the Department for approval no later than two (2) months after the end of the fiscal year to be audited.

d) The Department (Division-of-Administrative-Compliance) will approve or deny the engagement terms on the basis of the content of the audit engagement agreement specified--in-the-audit-engagement-letter. The audit engagement agreement will be denied for any of the following reasons:

- 1) The audit engagement agreement does not meet the minimum content required by subsection (a) (b) of this Section;
- 2) The basis of allocation of the audit fee is not deemed to be reasonable because the percentage of the fee charged to each funding source or program does not represent the proportion of funds expended from each source or program relative to total funds expended for the audit period;
- 3) The terms of the engagement agreement do not comply with rule provisions governing audits, as specified in Sections 230.360 through ---330-365 230.366.

(Source: Amended 18 Ill. Reg. **14072**, effective SEP 01 1994)

Section 230.363 Distribution of the Cost of a Unified Audit

- a) In a circumstance where a grantee, contractor and its subgrantees and subcontractors desire to retain an auditor to perform a financial--and compliance audit of its own books and that of all or part of its subgrantees and subcontractors, the audit is called a unified audit. The cost of the financial--and--compliance unified audit may be apportioned to the grantee's and contractor's area--agency's administrative cost; or the cost-of-the-financial--and--compliance--audit may be apportioned to the grantee's and contractor's area--agency's Administrative administrative cost and that of each of its subgrantees subgrantee and subcontractor in proportion to the workload of the auditor.

- b) A grantee and contractor who which negotiates negotiate to have a unified audit performed must ensure compliance with the conditions contained in the Department's audit procedure procedures.

- 1) The grantee and contractor must obtain from each subgrantee and subcontractor willing to participate in the unified audit revocable written authorization for the grantee and contractor to act as each subgrantee's and subcontractor's agent in securing an independent auditor to perform the financial--and--compliance audits on each subgrantee's and subcontractor's respective records.

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

- 2) Following the grantee's-obtaining-of-an-auditor-and-before Before commencement of the unified audit, each subgrantee and subcontractor willing to participate in the unified audit must enter into an agreement which sets forth the subgrantee's and subcontractor's acceptance of the independent auditor and the ensuing audit report. Subgrantees and subcontractors shall have the option of:

- A) Entering into a separate audit engagement agreement with the independent auditor; or
- B) Signing the audit engagement agreement between among the grantee, contractor and the independent auditor.

(Source: Amended at 18 Ill. Reg. **14072**, effective SEP 01 1994)

Section 230.364 Scope of the Financial and Compliance Audit (Repealed)

The-scope-of--the--financial--and--compliance--audit--must--include--but--not necessarily--be--limited--to--the--following:

- a) Each governmental--grantee--is--responsible--for--securing--its--own non-Federal-organization-wide-financial-and-compliance-audit.
- b) Each non-profit--grantee--is--responsible--for--securing--its--own non-Federal-program-financial--and--compliance-audit--A-non-profit grantee--may--elect--to--have--an-organization-wide--financial--and compliance-audit-performed--in-lieu-of-a-program-audit.
- c) Commercial--for-profit-organizations--having--cost-type-contracts--(i.e., the-vendor--is--reimbursed--for--the-actual-allowable-costs--spent)--with area-agencies--are--required--to--secure-a-contract-audit--Provided--these has--been--an-advised-or-competitively-negotiated-contract-awarded--a fixed-price-or-fixed-reimbursement-rate-contract--whether--awarded--to commercial--or--non-profit-organizations--need--not--be-audited--although grantees--are--required--to--institute--staff--inspections--to--ensure--the adequacy-of-the-quality-and-quantity-of-services-or-goods-delivered.
- d) Audit-of-the-grantee's-financial-records-for-the-period-beginning-with the--start--of--the--grant--or--starting--from--the--last-prior-audit whichever--is--later.

- e) Audit-of-the-degree-of-the-grantee's--conformance--in--complying--with significant--compliance--requirements--(as--specified--in--OMB-publication "Compliance--Supplement--for--Single--Audits--for--State--and--local Governments")--that--could--have--a-material-effect-upon--the-grantee's program.

- f) Organization-wide-audits--are--to--be--performed--on--the--basis--of--the grantee's--fiscal-year--Program-audits--may--be--performed--either--on--the grantee's--fiscal-year--or--the-grant's--program-year.

- g) Review-of-the-property-of-expenditures--as--specified--in--OMB--Circular A-122--and--OMB--Circular-A-87--(43-CFR-127-October-1-1995)--no-later editions-or-amendments--included--as--applicable--under--the--terms--of the-grant-or-contract--and--U.S.--Department-of-Health-and-Human-Services and--the--Illinois--Department-on-Aging--policies--and--guidelines.

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

(Source: Repealed at 18 Ill. Reg. **14072**, effective
SEP 01 1994)

Section 230.365 Audit Reports Report

a) The audit auditor report shall state that the audit was made in accordance with the provisions of Office of Management and Budget (OMB) Circular A-128 or Office of Management and Budget (OMB) Circular A-133 as applicable and in accordance with those applicable citations in Section 230.360 (a) of this Part and shall include at least the following: must submit the following reports to the audited entity:

- 1) Financial Report(s)
 - A) General purpose or basic financial statements (Financial Statements); and
 - B) Schedule of Federal awards (with auditor's opinion in relation to Financial Statements).

2) Financial statements and opinion on the financial statements. Financial statements must identify each grant program.

3) Internal Control Report(s)

A) Entity-wide internal control matters based on the auditor's understanding of internal control structure and the assessment of control risk, made as part of the financial statement audit.

B) Internal controls designed to provide reasonable assurance to of compliance with laws and regulations applicable to awards.

4) Statement of Audited Entity Budgets, Expenditures and Balances by line item for each grant program.

5) Compliance Report(s)

A) Compliance which may be material to financial statements;
 B) Opinion on compliance with laws and regulations applicable to each major Federal program. This requirement is met with the following 3 reports:

- i) Report on compliance with general requirements.
 (Opinion disclaimer with positive and negative assurance); and
- ii) Opinion on compliance with specific requirements applicable to each major program. (Opinion to include financial reports and claims for advances and reimbursements; and amounts claimed or used for matching, in accordance with allowable costs or cost principles); and
- iii) Compliance with requirements tested for non-major programs. (Opinion disclaimer with positive and negative assurance, applicable only when non-major programs are tested.)

6) A separate opinion regarding the internal control of the agencies and reference to any deficiencies and recommendations for improving them.

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

4) Other Report(s) (if applicable)

- A) Schedule of findings and questioned costs, if not included in the internal control or compliance reports;
- B) Management letter or letter of representation;
- C) Separate communication of non-material findings; and
- D) Report of illegal act(s).

5) A list of any costs which vary with prevailing Federal laws and regulations, compliance requirements in Compliance Supplement to OMB Circular A-128 or OMB Circulars (e.g. 7-A-127, A-127-A-1107, A-877, 45-CFR-74, October 17, 1987, no later editions or amendments included) prevailing State laws and rules of the Department including those specified in 89 Ill. Adm. Code 210.407. A separate opinion as to extent of compliance with prevailing Federal regulations as promulgated in the Supplement to OMB Circular A-128 and State laws and rules of the Illinois Department on Aging.

6) A letter of representation prepared on the audited entity's letterhead stationary shall be signed by the Chairman of the Board or officially authorized representative and the Financial Officer of the audited entity when agreement has been reached on the content of the audit.

7) A part of the audit report, the auditor will inventory all subgrantees and contractors, audit reports for compliance with OMB Circulars A-110 or A-128 (45 CFR 74, Appendix 3, October 17, 1987, no later editions or amendments included) as applicable and summarize the findings of each and the area agency's disposition of any questioned costs.

8) Such other statements and narratives deemed appropriate in the professional judgment of the auditor.

b) Upon completion of the field work, the auditor must hold an exit conference with senior officials of the grantee organization.

9) The grantee must contact the Department to inform it of the time and place of the exit conference, at least one week in advance of the proposed date, when possible.

10) The Department will inform the grantee of any information beyond the audit proposal or final audit report will be required to be made available to the Department prior to the exit conference.

b) A copy of the grantee independent annual audit must be submitted to the Department within thirty (30) calendar days after completion (due date established in the Audit Engagement Agreement audit engagement agreement) but no later than six (6) months after the end of the fiscal year audited.

c) If any deficiencies or recommendations are included in the audit report, the grantee and contractor must describe how it proposes to take corrective action to be taken. The Department will subsequently monitor the grantee and contractor to verify that appropriate actions are being taken to fulfill audit recommendations.

e) State agency actions:

1) The Department shall subsequently monitor the grantee to verify

DEPARTMENT ON AGING

NOTICE OF ADOPTED AMENDMENTS

that actions are being taken to fulfill audit recommendations--
 2) If audit findings of a grantee indicate a condition specified in
 Section 230.140(a)(1)-(4) the Department shall immediately begin
 suspension or termination procedures.

4) Grantees will have a maximum of 180 days from the date of receipt of
 the final audit report to resolve any audit findings and/or questioned
 costs. Repayment must be completed based on any negotiated
 settlement.

1) Questioned costs will be disallowed if audit resolution does not
 occur within the 180-day time limitation or if documentation is
 inadequate to resolve questioned costs.

2) If questioned costs are deemed disallowed, a disallowance of
 questioned costs letter will be forwarded to the audited entity
 by the Department requesting a return of funds for the identified
 disallowed costs.

3) If unallowable costs are contained within the audit report, and
 thus disallowed, a letter will be forwarded to the audited entity
 by the Department requesting a return of funds for the identified
 unallowable costs. Unallowable costs can only be resolved by
 remittance of funds due.

4) Failure to remit funds due for either questioned costs deemed
 disallowed or unallowable costs within 30 days will necessitate
 the Department to take appropriate action against the grantee
 agency (e.g., legal, administrative, withholding of funds).

5) Audit resolution can take place any time within the 180-day
 timeframe.

(Source: Amended at 18 Ill. Reg. 14072, effective
SEP 01 1994)

Section 230.366 Resolution of Audit Findings

a) Grantees and contractors will have the maximum of 180 calendar days
 from the date of receipt of the final audit report to resolve any
 audit findings and/or questioned costs. Repayment of questioned costs
 based upon any negotiated settlement must be completed within a
 negotiated timeframe.

b) If audit findings of a grantee and contractor indicate a condition
 specified in Section 230.140(a)(1)-(4) of this Part, the Department will
 further investigate to determine if suspension or termination is
 warranted.

(Source: Added at 18 Ill. Reg. 14072, effective
SEP 01 1994)

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Groundwater Quality

2) Code Citation: 35 Ill. Adm. Code 620

3) Section Numbers: Adopted Action:

620.125	Amend
620.210	" "
620.260	" "
620.302	" "
620.310	" "
620.410	" "
620.420	" "
620.510	" "
620.605	" "

4) Statutory Authority: Implementing and authorized by Section 8 of the
 Illinois Groundwater Protection Act Ill. Rev. Stat. 1991, ch. 111 1/2,
 pars. 7458 [415 ILCS 55/8 (1992)] and Section 27 of the Illinois
 Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par.
 1027) [415 ILCS 5/17 (1992)].

5) Effective Date of Rule: August 24, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Rule contain incorporations by reference? Yes

8) Date filed in Board's Principal Office: August 11, 1994

9) Notice of Proposal Published in Illinois Register:

April 1, 1994, 18 Ill. Reg. 5113

10) Has JCAR issued a Statement of Objections to these rules? No

11) Differences between proposal and final version:

1. In Section 620.125(a), for the the fourth document published by NTIS
 which is entitled, "Test Methods for Evaluating Solid Wastes,
 Physical/Chemical Methods", after the words "Revision I", the Board
 added "Final Update I, July 1992".

2. In Section 620.310(a)(3)(A)(ii), after "picloram," the Board added
 "simazine".

3. In Section 620.410(b), the Board deleted the asterisk after
 "Simazine".

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

A description is also contained in the Board's August 11, 1994 Opinion and Order which is available from the Clerk of the Board at 100 West Randolph Street, Suite 11-500, Chicago, IL 60601 or by telephoning 312/814-3620.

- 16) Information and questions regarding this adopted rule shall be directed to:

Michelle C. Dresdow
Illinois Pollution Control Board
P.O. Box 505
DeKalb, IL 60115
(815) 753-0947

Please refer to Docket R93-27.

The full text of the Adopted Rule begins on the next page:

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

4. In Section 620.420, in the title the Board added an "s" after the word "Standard" in "Groundwater Quality Standard" to conform to what is on file with the Secretary of State.

5. In Section 620.420(b)(1), the Board deleted the asterisk after "Simazine".

6. The Board added from Subpart E, the entirety of existing section 620.510 with the changes to 620.510(b)(1); after "(SW-846)," the Board added "56 Fed. Reg. 3526-3597, 56 Fed. Reg. 26460-26564, 57 Fed. Reg. 31776-31819".

7. The Board added the Heading "Subpart F: Health Advisories", before Section 620.605, to conform with what is already on file with Code Division.

8. In Section 620.605, the Board added the entirety of existing Subpart (b)(2) as this was inadvertently deleted from first notice. This is also recommended by Code Division.

- 12) Have all the changes agreed upon by the Board and JCAR been made as indicated in the agreement letter issued by JCAR?

No agreement letter was issued. JCAR's verbal recommendations have been incorporated into the text.

- 13) Will this Rule replace an emergency Rule currently in effect? No

- 14) Are there any other amendments pending on this Part? No

- 15) Summary and Purpose of Rule:

This rulemaking is in response to new National Primary Drinking Water Standards that were adopted by the United States Environmental Protection Agency (USEPA) for certain constituents as part of the USEPA's Phase V rule. On July 17, 1992, USEPA promulgated new maximum contaminant levels (MCLs) under the requirements of the Safe Drinking Water Act (42 U.S.C. 300f (1989)). Section 8 of the Illinois Groundwater Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7458) [415 ILCS 55/8 (1992)] (IGPA) requires the Illinois Environmental Protection Agency (Agency) to propose to the Illinois Pollution Control Board comprehensive groundwater quality standards for chemicals found in the State's groundwater that have been found to cause adverse human health effects. The Board adopted these Groundwater Quality Standards, 35 Ill. Adm. Code 620, effective November 25, 1991 (15 Ill. Reg. 17614, December 6, 1991.) Certain constituents for which USEPA has now established the new MCLs have been found by the Agency to be contained in Illinois groundwater. Therefore, these constituents are being added to the Groundwater Quality Standards at appropriate Sections within Part 620. Other minor typographical corrections are also proposed.

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE F: PUBLIC WATER SUPPLIES
CHAPTER I: POLLUTION CONTROL BOARD

PART 620
GROUNDWATER QUALITY

SUBPART A: GENERAL

Section	Purpose
620.105	Definitions
620.110	Prohibition
620.115	Incorporations by Reference
620.125	Exemption from General Use Standards and Public and Food Processing Water Supply Standards
620.130	Exclusion for Underground Water in Certain Man-Made Conduits
620.135	

SUBPART B: GROUNDWATER CLASSIFICATION

Section	Groundwater Designations
620.201	Class I: Potable Resource Groundwater
620.210	Class II: General Resource Groundwater
620.220	Class III: Special Resource Groundwater
620.230	Class IV: Other Groundwater
620.240	Groundwater Management Zone
620.250	Reclassification of Groundwater by Adjusted Standard
620.260	

SUBPART C: NONDEGRADATION PROVISIONS FOR APPROPRIATE GROUNDWATERS

Section	General Prohibition Against Use Impairment of Resource Groundwater
620.301	Applicability of Preventive Notification and Preventive Response Activities
620.302	
620.305	Preventive Notification Procedures
620.310	Preventive Response Activities

SUBPART D: GROUNDWATER QUALITY STANDARDS

Section	Applicability
620.401	General Prohibitions Against Violations of Groundwater Quality Standards
620.405	Groundwater Quality Standards for Class I: Potable Resource Groundwater
620.410	Groundwater Quality Standards for Class II: General Resource Groundwater
620.420	Groundwater Quality Standards for Class III: Special Resource Groundwater
620.430	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Groundwater	620.440
Groundwater Quality Standards for Class IV: Other Groundwater	620.450
Alternative Groundwater Quality Standards	

SUBPART E: GROUNDWATER MONITORING AND ANALYTICAL PROCEDURES

Section	Compliance Determination
620.505	Monitoring and Analytical Requirements
620.510	

SUBPART F: HEALTH ADVISORIES

Section	Purpose of a Health Advisory
620.601	Issuance of a Health Advisory
620.605	Publishing Health Advisories
620.610	Additional Health Advice for Mixtures of Similar-Acting Substances
620.615	Procedures for Determining Human Threshold Toxicant Advisory Concentration for Class I: Potable Resource Groundwater
APPENDIX A	Procedures for Determining Hazard Indices for Class I: Potable Resource Groundwater for Mixtures of Similar-Acting Substances
APPENDIX B	Guidelines for Determining When Dose Addition of Similar-Acting Substances in Class I: Potable Resource Groundwaters is Appropriate
APPENDIX C	Confirmation of an Adequate Corrective Action Pursuant to 35 Ill. Adm. Code 620.250(a)(2)
APPENDIX D	

AUTHORITY: Implementing and authorized by Section 8 of the Illinois Groundwater Protection Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 7458) [415 ILCS 55/8].

SOURCE: Adopted in R89-14(B) at 15 Ill. Reg. 17614, effective November 25, 1991; amended in R89-14(C) at 16 Ill. Reg. 14667, effective September 11, 1992; amended at 18 Ill. Reg. 14084, effective AUG 24 1994.

Section 620.125 Incorporations by Reference

a) The Board incorporates the following material by reference:

ASTM, American Society for Testing and Materials, 1976 Race Street, Philadelphia, Pa. 19103 (215) 299-5585

"Standard Practice for Description and Identification of Soils (Visual Manual Procedure)" D2488-84

GPO, Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20401, (202) 783-3238

Maximum Contaminant Level Goals and National Primary Drinking Water Regulations for Lead and Copper; Final Rule, 56 Fed. Reg. 26460-26564 (June 7, 1991).

National Primary Drinking Water Regulations, Final Rule, 56 Fed. Reg. 3526-3597 (January 30, 1991).

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

National Primary Drinking Water Regulations, Final Rule, 57 Fed. Reg. 31776-31849 (July 17, 1992).

USEPA Guidelines for Carcinogenic Risk Assessment, 51 Fed. Reg. 33992-34003 (September 24, 1986).

NCRP. National Council on Radiation Protection, 7910 Woodmont Ave., Bethesda, MD (301) 657-6252

"Maximum Permissible Body Burdens and Maximum Permissible Concentrations of Radionuclides in Air and in Water for Occupational Exposure", NCRP Report Number 22, June 5, 1959.

NTIS. National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161 (703) 487-4600.

"Methods for Chemical Analysis of Water and Wastes," EPA Publication No. EPA-600/4-79-020, (March 1983), Doc. No. PB 84-128677

"Methods for the Determination of Organic Compounds in Drinking Water", EPA, EMSL, EPA-600/4-88/039 (Dec. 1988), Doc. No. PB 89-220461

"Practical Guide for Ground-Water Sampling", EPA Publication No. EPA/600/2-85/104 (September 1985), Doc. No. PB 86-137304

"Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods", EPA Publication No. SW-846 (Third Edition, 1986, as amended by Revision I, Final Update I, July 1992 (December-1997), Doc. No. PB 89-148076

USGS. United States Geological Survey, 1961 Stout St., Denver, CO 80294 (303) 844-4169

"Techniques of Water Resources Investigations of the United States Geological Survey, Guidelines for Collection and Field Analysis of Ground-Water Samples for Selected Unstable Constituents", Book I, Chapter D2 (1981).

b) This Section incorporates no later editions or amendments.

(Source: Amended at 18 Ill. Reg. AUG 24 1994, effective 14084)

SUBPART B: GROUNDWATER CLASSIFICATION

Section 620.210 Class I: Potable Resource Groundwater

Except as provided in Sections 620.230, 620.240, or 620.250, Potable Resource Groundwater is:

- a) Groundwater located 10 feet or more below the land surface and within:
 - 1) The minimum setback zone of a well which serves as a potable water supply and to the bottom of such well;
 - 2) Unconsolidated sand, gravel or sand and gravel which is 5 feet or more in thickness and that contains 12 percent or less of fines (i.e. fines which pass through a No. 200 sieve tested according to ASTM Standard Practice D2488-84, incorporated by reference at Section 620.125);
 - 3) Sandstone which is 10 feet or more in thickness, or fractured

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

carbonate which is 15 feet ~~of~~ or more in thickness; or

- 4) Any geologic material which is capable of a:
 - A) Sustained groundwater yield, from up to a 12 inch borehole, of 150 gallons per day or more from a thickness of 15 feet or less; or
 - B) Hydraulic conductivity of 1×10^{-4} cm/sec or greater using one of the following test methods or its equivalent:
 - i) Permeameter;
 - ii) Slug test; or
 - iii) Pump test.

- b) Any groundwater which is determined by the Board pursuant to petition procedures set forth in Section 620.260, to be capable of potable use. (Board Note: Any portion of the thickness associated with the geologic materials as described in subsections 620.210(a)(2), (a)(3) or (a)(4) should be designated as Class I: Potable Resource Groundwater if located 10 feet or more below the land surface.)

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

Section 620.260 Reclassification of Groundwater by Adjusted Standard

Any person may petition the Board to reclassify a groundwater in accordance with the procedures for adjusted standards specified in Section 28.1 of the Act and 35 Ill. Adm. Code 106.Subpart G. In any proceeding to reclassify specific groundwater by adjusted standard, in addition to the requirements of 35 Ill. Adm. Code 106.Subpart G, and Section 28.1(c) of the Act, the petition shall, at a minimum, contain information to allow the Board to determine:

- a) The specific groundwater for which reclassification is requested, including but not limited to geographical extent of any aquifers, depth of groundwater, and rate and direction of groundwater flow and that the specific groundwater exhibits the characteristics of the requested class as set forth in Sections 620.210(b), 620.220(b), 620.230, or 620.240**(b)**;
- b) Whether the proposed change or use restriction is necessary for economic or social development, by providing information including, but not limited to, the impacts of the standards on the regional economy, social benefits such as loss of jobs or closing of facilities, and economic analysis contrasting the health and environmental benefits with costs likely to be incurred in meeting the standards would be beneficial or necessary;
- c) Existing and anticipated uses of the specific groundwater;
- d) Existing and anticipated quality of the specific groundwater;
- e) Existing and anticipated contamination, if any, of the specific groundwater;
- f) Technical feasibility and economic reasonableness of eliminating or reducing contamination of the specific groundwater or of maintaining existing water quality;
- g) The anticipated time period over which contaminants will continue to

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

- affect the specific groundwater;
- h) Existing and anticipated impact on any potable water supplies due to contamination;
 - i) Availability and cost of alternate water sources or of treatment for those users adversely affected;
 - j) Negative or positive effect on property values; and
 - k) For special resource groundwater, negative or positive effect on:
 - 1) The quality of surface waters; and
 - 2) Wetlands, natural areas, and the life contained therein, including endangered or threatened species of plant, fish or wildlife listed pursuant to the Endangered Species Act, 16 U.S.C. 1531 et seq., or the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1989 1991, ch. 8, par. 331 et seq.) [415 ILCS 101].

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

SUBPART C: NONDEGRADATION PROVISIONS FOR APPROPRIATE GROUNDWATERS

Section 620.302 Applicability of Preventive Notification and Preventive Response Activities

- a) Preventive notification and preventive response as specified in Sections 620.305 through 620.310 applies to:
 - 1) Class I groundwater under Section 620.210(a)(1), (a)(2), or (a)(3) which is monitored by the persons listed in subsection (b); or
 - 2) Class III groundwater which is monitored by the persons listed in subsection (b).
- b) For purposes of subsection (a), the persons that conduct groundwater monitoring are:
 - 1) An owner or operator of a regulated entity for which groundwater quality monitoring must be performed pursuant to State or Federal law or regulation (e.g., Section 106 and 107 of the Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. 9601, et seq.); Sections 3004 and 3008 of the Resource Conservation and Recovery Act (42 U.S.C. 6901, et seq.); Sections 4(q), 4(v), 12(g), 21(d), 21(f), 22.2(f), 22.2(m) and 22.18 of the Act; 35 Ill. Adm. Code 724, 725, 730, 731, 750, 811 and 814-7);
 - 2) An owner or operator of a public water supply well who conducts groundwater quality monitoring; or
 - 3) A state agency which is authorized to conduct, or is the recipient of, groundwater quality monitoring data (e.g., Illinois Environmental Protection Agency, Department of Public Health, Department of Conservation, Department of Mines and Minerals, Department of Agriculture, Office of State Fire Marshal, or Department of Energy and Natural Resources); or

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

- 4) An owner or operator of a facility that conducts groundwater quality monitoring pursuant to State or Federal judicial or administrative order.
- c) If a contaminant exceeds a standard set forth in Section 620.410 or Section 620.430, the appropriate remedy is corrective action and Sections 620.305 and 620.310 do not apply.

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

Section 620.310 Preventive Response Activities

- a) The following preventive assessment must be undertaken:
 - 1) If a preventive notification under Section 620.305(c) is provided by a community water supply:
 - A) The Agency shall notify the owner or operator of any identified potential primary source, potential secondary source, potential route, or community water supply well that is located within 2,500 feet of the wellhead.
 - B) The owner or operator notified under subsection (a)(1)(A) shall, within 30 days of the date of issuance of such notice, sample each water well or monitoring well for the contaminant identified in the notice if the contaminant or material containing such contaminant is or has been stored, disposed, or otherwise handled at the site. If a contaminant identified under Section 620.305(a) is detected, then the well must be resampled within 30 days of the date on which the first sample analyses are received. If a contaminant identified under Section 620.305(a) is detected by the resampling, preventive notification must be given as set forth in Section 620.305.
 - C) If the Agency receives analytical results under subsection (a)(1)(B) that show a contaminant identified under Section 620.305(a) has been detected, the Agency shall:
 - i) Conduct a well site survey pursuant to Section 17.1(d) of the Act, if such a survey has not been previously conducted within the last 5 years; and
 - ii) Identify those sites or activities which represent a hazard to the continued availability of groundwaters for public use unless a groundwater protection needs assessment has been prepared pursuant to Section 17.1 of the Act.
- 2) If a preventive notification is provided under Section 620.305(c) by a non-community water supply or for multiple private water supply wells, the Department of Public Health shall conduct a sanitary survey within 1,000 feet of the wellhead of a non-community water supply or within 500 feet of the wellheads for multiple private water supply wells.
- 3) If a preventive notification under Section 620.305(b) is provided

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

by the owner or operator of a regulated entity and the applicable standard in Subpart D has not been exceeded:

- A) The appropriate regulatory agency shall determine if any of the following occurs for Class I: Potable Resource Groundwater:

- i) The levels set forth below are exceeded or are changed for pH:

Constituent	Criteria (mg/L)
para-Dichlorobenzene	0.005
ortho-Dichlorobenzene	0.01
Ethylbenzene	0.03
Phenols	0.001
Styrene	0.01
Toluene	0.04
Xylenes	0.02

- ii) A statistically significant increase occurs above background (as determined pursuant to other regulatory procedures (e.g., 35 Ill. Adm. Code 616, 724, 725 or 811)) for arsenic, beryllium, cadmium, chromium, cyanide, lead or mercury or thallium (except due to natural causes); or for aldicarb, atrazine, carbofuran, dalapon, dinoseb, endrin, endothal, hexachlorocyclopentadiene, lindane (gamma-hexachloro cyclohexane), 2,4-D, 1, 1 - dichloroethylene, cis - 1, 2 - dichloroethylene, trans-1,2-dichloroethylene, methoxychlor, monochlorobenzene, picloram, simazine, 2,4,5-TP (Silvex), 1,2,4-trichloro-benzene, 1,1,2-trichloroethane, and 1, 1, 1 - trichloroethane.
- iii) For a chemical constituent of gasoline, diesel fuel, or heating fuel, the constituent exceeds the following:

Constituent	Criterion (mg/L)
BTEX	0.095

- iv) For pH, a statistically significant change occurs from background.

(BOARD NOTE: Constituents that are carcinogens have not been listed in subsection (a)(3)(A) because the standard is set at the PQL and any exceedence thereof is a violation subject to corrective action.)

- B) The appropriate agency shall determine if, for Class

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

III: Special Resource Groundwater, the levels as determined by the Board are exceeded.

- C) The appropriate regulatory agency shall consider whether the owner or operator reasonably demonstrates that:

- i) The contamination is a result of contaminants remaining in groundwater from a prior release for which appropriate action was taken in accordance with laws and regulations in existence at the time of the release:

- ii) The source of contamination is not due to the on-site release of contaminants; or
- iii) The detection resulted from error in sampling, analysis, or evaluation.

- D) The appropriate regulatory agency shall consider actions necessary to minimize the degree and extent of contamination.

- b) The appropriate regulatory agency shall determine whether a preventive response must be undertaken based on relevant factors including, but not limited to, the considerations in subsection (a)(3).

- c) After completion of preventive response pursuant to authority of an appropriate regulatory agency, the concentration of a contaminant listed in subsection (a)(3)(A) in groundwater may exceed 50 percent of the applicable numerical standard in Subpart D only if the following conditions are met:

- 1) The exceedence has been minimized to the extent practicable;
- 2) Beneficial use, as appropriate for the class of groundwater, has been assured; and
- 3) Any threat to public health or the environment has been minimized.
- d) Nothing in this Section shall in any way limit the authority of the State or of the United States to require or perform any corrective action process.

(Source: Amended at 18 Ill. Reg. effective
AUG 24 1994 14084)

SUBPART D: GROUNDWATER QUALITY STANDARDS

Section 620.410 Groundwater Quality Standards for Class I: Potable Resource Groundwater

- a) Inorganic Chemical Constituents Except due to natural causes or as provided in Section 620.450, concentrations of the following chemical constituents must not be exceeded in Class I groundwater:

Constituent	Units	Standard
Antimony	mg/L	0.006

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Arsenic	mg/L	0.05
Barium	mg/L	2
Beryllium	mg/L	0.004
Boron	mg/L	2
Cadmium	mg/L	0.005
Chloride	mg/L	200
Chromium	mg/L	0.1
Cobalt	mg/L	1
Copper	mg/L	0.65
Cyanide	mg/L	0.2
Fluoride	mg/L	4.0
Iron	mg/L	5
Lead	mg/L	0.0075
Magnesium	mg/L	0.15
Mercury	mg/L	0.002
Nickel	mg/L	0.1
Nitrate as N	mg/L	10
Radium-226	pCi/l	20
Radium-228	pCi/l	20
Selenium	mg/L	0.05
Silver	mg/L	0.05
Sulfate	mg/L	400
Thallium	mg/L	0.002
Total Dissolved Solids (TDS)	mg/L	1,200
Zinc	mg/L	5
b) Organic Chemical Constituents		
Except due to natural causes or as provided in Section 620.450 or subsection (c), concentrations of the following organic chemical constituents shall not be exceeded in Class I groundwater:		
Constituent	Standard (mg/L)	
Alachlor*	0.002	
Aldicarb	0.003	
Atrazine	0.003	
Benzene*	0.005	
Benzo(a)pyrene*	0.0002	
Carbofuran	0.04	
Carbon Tetrachloride*	0.005	
Chlordane*	0.002	
Dalapon	0.2	
Dichloromethane*	0.005	
Di(2-ethylhexyl)phthalate*	0.006	
Dinoseb	0.007	
Endothall	0.1	
Endrin	0.002	
Ethylene Dibromide*	0.0005	

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Heptachlor*	0.0004
Heptachlor Epoxide*	0.0002
Hexachlorocyclopentadiene	0.05
Lindane (Gamma-Hexachloro cyclohexane)	0.0002
2,4-D	0.07
ortho-Dichlorobenzene	0.6
para-Dichlorobenzene	0.075
1,2-Dibromo-3-Chloropropane*	0.0002
1,2-Dichloroethane*	0.005
1,1-Dichloroethylene	0.007
cis-1,2-Dichloroethylene	0.07
trans-1,2-Dichloroethylene	0.1
1,2-Dichloropropane*	0.005
Ethylbenzene	0.7
Methoxychlor	0.04
Monochlorobenzene	0.1
Pentachlorophenol*	0.001
Phenols	0.1
Picloram	0.5
Polychlorinated Biphenyls (PCB's) (as decachloro-biphenyl biphenyl)*	0.0005
Simazine	0.004
Styrene	0.1
2,4,5-TP (Silvex)	0.05
Tetrachloroethylene*	0.005
Toluene	1
Toxaphene*	0.003
1,1,1-Trichloroethane	0.2
1,1,2-Trichloroethane	0.005
1,2,4-Trichlorobenzene	0.07
Trichloroethylene*	0.005
Vinyl Chloride*	0.002
Xylenes	10
*Denotes a carcinogen.	
c) Complex Organic Chemical Mixtures	
Concentrations of the following chemical constituents of gasoline, diesel fuel, or heating fuel must not be exceeded in Class I groundwater:	
Constituent	Standard (mg/L)
Benzene*	0.005
BETX	11.705
*Denotes a carcinogen.	
d) pH	

POLLUTION CONTROL BOARD

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

Except due to natural causes, a pH range of 6.5 - 9.0 units must not be exceeded in Class I groundwater.

e) Beta Particle and Photon Radioactivity

1) Except due to natural causes, the average annual concentration of beta particle and photon radioactivity from man-made radionuclides shall not exceed a dose equivalent to the total body organ greater than 4 mrem/year in Class I groundwater. If two or more radionuclides are present, the sum of their dose equivalent to the total body, or to any internal organ shall not exceed 4 mrem/year in Class I groundwater except due to natural causes.

2) Except for the radionuclides listed in subsection (e)(3), the concentration of man-made radionuclides causing 4 mrem total body or organ dose equivalent must be calculated on the basis of a 2 liter per day drinking water intake using the 168-hour data in accordance with the procedure set forth in NCRP Report Number 22, incorporated by reference at in Section 620.125(a).

3) Except due to natural causes, the average annual concentration assumed to produce a total body or organ dose of 4 mrem/year of the following chemical constituents shall not be exceeded in Class I groundwater:

Constituent	Critical Organ	Standard (Pci/l)
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Tritium	Total body	20,000
Strontium-90	Bone marrow	8

(Source: Amended at 18 Ill. Reg. **14084**, effective

AUG 24 1994)

Section 620.420 Groundwater Quality Standards for Class II: General Resource Groundwater

a) Inorganic Chemical Constituents

1) Except due to natural causes or as provided in Section 620.450 or subsection (a)(3) or (d), concentrations of the following chemical constituents must not be exceeded in Class II groundwater:

Constituent	Standard (mg/L)
Antimony	0.024
Arsenic	0.2
Barium	2
Beryllium	0.5
Cadmium	0.05
Chromium	1

Cobalt	1
Cyanide	0.6
Fluoride	4.0
Lead	0.1
Mercury	0.01
Nitrate as N	100
Thallium	0.02

2) Except as provided in Section 620.450 or subsection (a)(3) or (d), concentrations of the following chemical constituents must not be exceeded in Class II groundwater:

Constituent	Standard (mg/L)
-------------	-----------------

Boron	2.0
Chloride	200
Copper	0.65
Iron	5
Manganese	10
Nickel	2
Selenium	0.05

Total Dissolved Solids

(TDS)	1,200
Sulfate	400
Zinc	10

3) The standard for any inorganic chemical constituent listed in subsection (a)(2), for barium, or for pH does not apply to groundwater within fill material or within the upper 10 feet of parent material under such fill material on a site not within the rural property class for which:

A) Prior to the effective date of this Part, surficial characteristics have been altered by the placement of such fill material so as to impact the concentration of the parameters listed in subsection (a)(3), and any on-site groundwater monitoring of such parameters is available for review by the Agency.

B) On the effective date of this Part, surficial characteristics are in the process of being altered by the placement of such fill material, which proceeds in reasonably continuous manner to completion, so as to impact the concentration of the parameters listed in subsection (a)(3), and any on-site groundwater monitoring of such parameters is available for review by the Agency.

4) For purposes of subsection (a)(3), the term "fill material" means clean earthen materials, slag, ash, clean demolition debris, or other similar materials.

b) Organic Chemical Constituents

1) Except due to natural causes or as provided in Section 620.450 or subsection (b)(2) or (d), concentrations of the following organic

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

chemical constituents must not be exceeded in Class II groundwater:

Constituent	Standard (mg/L)
Alachlor*	0.010
Aldicarb	0.015
Atrazine	0.015
Benzene*	0.025
Benzo(a)pyrene*	0.002
Carbofuran	0.2
Carbon Tetrachloride*	0.025
Chlordane*	0.01
Dalapon	2.0
Dichloromethane*	0.05
Dichloromethane	0.05
Di(2-ethylhexyl)phthalate*	0.06
Dinoseb	0.07
Endothall	0.1
Endrin	0.01
Ethylene Dibromide*	0.0005
Heptachlor*	0.002
Heptachlor Epoxide*	0.001
Hexachlorocyclopentadiene	0.5
Lindane (Gamma-Hexachloro cyclohexane)	0.001
2,4-D	0.35
ortho-Dichlorobenze	1.5
para-Dichlorobenzene	0.375
1,2-Dibromo-3-Chloropropane*	0.002
1,2-Dichloroethane*	0.025
1,1-Dichloroethylene	0.035
cis-1,2-Dichloroethylene	0.2
trans-1,2-Dichloroethylene	0.5
1,2-Dichloropropane*	0.025
Ethylbenzene	1.0
Methoxychlor	0.2
Monochlorobenzene	0.5
Pentachlorophenol*	0.005
Phenols	0.1
Picloram	5.0
Polychlorinated Biphenyls (PCB's)(as decachlorobiphenyl)*	0.0025
Simazine	0.04
Styrene	0.5
2,4,5-tp	0.25
Tetrachloroethylene*	0.025

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Toluene	2.5
Toxaphene*	0.015
1,1,1-Trichloroethane	1.0
1,2,4-Trichlorobenzene	0.7
1,1,2-Trichloroethane	0.05
Trichloroethylene*	0.025
Vinyl Chloride*	0.01
Xylenes	10

*Denotes a carcinogen.

2) The standards for pesticide chemical constituents listed in subsection (b)(1) do not apply to groundwater within 10 feet of the land surface, provided that the concentrations of such constituents result from the application of pesticides in a manner consistent with the requirements of the Federal Insecticide, Fungicide and Rodenticide Act (7 U. S. C. 136 et seq.) and the Illinois Pesticide Act (Ill. Rev. Stat. 1989 1991, ch. 5, pars. 801 et seq.) [415 ILCS 60].

c) Complex Organic Chemical Mixtures
Concentrations of the following organic chemical constituents of gasoline, diesel fuel, or heating fuel must not be exceeded in Class II groundwater:

Constituent	Standard (mg/L)
Benzene*	0.025
BETX	13.525

*Denotes a carcinogen.

d) pH
Except due to natural causes, a pH range of 6.5 - 9.0 units must not be exceeded in Class II groundwater that is within 5 feet of the land surface.

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

Section 620.510 Monitoring and Analytical Requirements

- a) Representative Samples
A representative sample shall be taken from locations as specified in Section 620.505.
- b) Sampling and Analytical Procedures
 - 1) Samples must be collected in accordance with the procedures set forth in the documents pertaining to groundwater monitoring and analysis "Methods for Chemical Analysis of Water and Wastes," "Methods for the Determination of Organic Compounds in Drinking Water," "Practical Guide for Ground-Water Sampling," "Test

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

Methods for Evaluating Solid Wastes, Physical/Chemical Methods" (SW-846), 56 Fed. Reg. 3526-3597, 56 Fed. Reg. 26460-26564, 57 Fed. Reg. 31776-31849, "Techniques of Water Resources Investigations of the United States Geological Survey, Guidelines for Collection and Field Analysis of Ground-Water Samples for Selected Unstable Constituents," incorporated by reference at Section 620.125 or other procedures adopted by the appropriate regulatory agency.

2) Groundwater elevation in a groundwater monitoring well must be determined and recorded when necessary to determine the gradient.

3) The analytical methodology used for the analysis of constituents in Subparts C and D must be consistent with both of the following:

- A) The methodology must have a PQL at or below the preventive response levels of Subpart C or groundwater standard set forth in Subpart D, whichever is applicable; and
- B) The methodology must be consistent with methodologies contained in "Methods for Chemical Analysis of Water and Wastes", "Methods for the Determination of Organic Compounds in Drinking Water", "Practical Guide for Ground-Water Sampling", "Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods" (SW-846), "Techniques of Water Resources Investigations of the United States Geological Survey, Guidelines for Collection and Field Analysis of Ground-Water Samples for Selected Unstable Constituents", incorporated by reference at Section 620.125.

c) Reporting Requirements

At a minimum, groundwater monitoring analytical results must include information, procedures and techniques for:

- 1) Sample collection (including but not limited to name of sample collector, time and date of the sample, method of collection, and identification of the monitoring location);
- 2) Sample preservation and shipment (including but not limited to field quality control);
- 3) Analytical procedures (including but not limited to the method detection limits and the PQLs); and
- 4) Chain of custody control.

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

SUBPART F: HEALTH ADVISORIES

Section 620.605 Issuance of a Health Advisory

a) The Agency shall issue a Health Advisory for a chemical substance if all of the following conditions are met:

- 1) A community water supply well is sampled and a substance is detected and confirmed by resampling;

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

- 2) There is no standard under Section 620.410 for such chemical substance; and
 - 3) The chemical substance is toxic or harmful to human health according to the procedures of Appendix A, B, or C.
- b) The Health Advisory must contain a general description of the characteristics of the chemical substance, the potential adverse health effects, and a guidance level to be determined as follows:

- 1) If disease or functional impairment is caused due to a physiological mechanism for where there is a threshold dose below which no damage occurs, the guidance level for any such substance shall be the Maximum Contaminant Level Goal ("MCLG"), adopted by USEPA for such substance, 56 Fed. Reg. 26460-26564, and 56 Fed. Reg. 3526-3597, and 57 Fed. Reg. 31776-31849, incorporated by reference at Section 620.125. If there is no MCLG for the substance, the guidance level is the Human Threshold Toxicant Advisory Concentration for such substance as determined in accordance with Appendix A, unless the concentration for such substance is less than the lowest appropriate PQL specified in "Test Methods for Evaluating Solid Wastes, Physical/Chemical Methods", EPA Publication No. SW-846 (SW-846), incorporated by reference at Section 620.125 for the substance. If the concentration for such substance is less than the lowest appropriate PQL for the substance specified in SW-846, incorporated by reference at Section 620.125, the guidance level is the lowest appropriate PQL.

- 2) If the chemical substance is a carcinogen, the guidance level for any such chemical substance is the lowest appropriate PQL specified in SW-846, incorporated by reference at Section 620.125 for such substance.

(Source: Amended at 18 Ill. Reg. 14084, effective AUG 24 1994)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Food Stamps
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3) Section Numbers: Adopted Action:
- | | |
|--------|-----------|
| 121.63 | Amendment |
| 121.70 | Amendment |
| 121.72 | Amendment |
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-13) [305 ILCS 5/Art. 12-13]
- 5) Effective Date of Amendments: August 26, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 26, 1994
- 9) Notice of Proposal Published in Illinois Register:
- April 29, 1994 (18 Ill. Reg. 6251)

- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: The following changes were made to the text of the proposed amendments:

In Section 121.63(e)(3), the comma after the words "month" and "deduction" was deleted.

Based on comments received from the Joint Committee on Administrative Rules, the following changes were made:

In Section 121.63(e)(5), the comma after the word "if" was deleted.

In Section 121.63(e)(6), the word "the" was changed to "a".

In Section 121.70(a)(4)(C), the word "with" which follows the word "living" was deleted.

In Section 121.70(b)(3), "; or" was replaced by "-".

No other changes were made to the text of the proposed amendments.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will these Amendments replace Emergency Amendments currently in effect? No

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 14) Are there any Amendments pending on this Part? No
- 15) Summary and Purpose of Amendments:
- Section 121.63

To implement Federal Regulations, these amendments increase both the Maximum Excess Shelter Deduction and the State Utility Standard which are used to compute a household's monthly Food Stamp allotment. The shelter cost deduction is allowed for the amount of shelter costs that exceed 50% of the household's total income after the Earned Income Deduction, the Standard Deduction and the Dependent Care Deduction have been made. This rulemaking increases the Maximum Excess Shelter Deduction to \$231.00.

In addition to the shelter costs deduction, either actual utility costs or the State Utility Standard are allowed for households that have utility expenses. Those households which are billed for heating, air conditioning or both separately from their rent or mortgage may claim the State Utility Standard. If the State Utility Standard is used, then no other utility costs may be claimed. If, however, the household's actual utility costs exceed the State Utility Standard, then actual utility costs may be claimed. This rulemaking increases the State Utility Standard to \$209.00.

Sections 121.70 and 121.72

These amendments revise the Department's Food Stamp household composition policy in accordance with the provisions of the Omnibus Budget Reconciliation Act of 1993 (OBRA 93) and the Mickey Leland Childhood Hunger Prevention Act.

As a result of these amendments, siblings and adult children may be granted separate household status. For children who are age 21 or younger and who live with their parents, the only factors used to determine if the child can be granted separate household status are whether or not they live with their spouse or their own children and whether or not they purchase food and prepare meals separately from their parents. When a child under age 18 lives with an adult who is not his or her parent, whether or not the adult exercises parental control as well as the purchasing and preparing arrangements will determine if separate household status may be granted.

These amendments provide that, separate household status will not be granted to:

- 1) A child (except a foster child) who is less than 18 years of age and is under the parental control of an adult household member other than a parent, unless the child purchases food and prepares meals separately and lives with his or her own child, children or spouse.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 2) A parent or parents and their child or children when the children are age 21 or under, unless the children purchase food and prepare meals separately and live with their own child, children or spouse.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna
 Address: Bureau of Rules and Regulations
 Illinois Department of Public Aid
 100 South Grand Avenue East, Third Floor
 Springfield, Illinois 62762
 Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
 CHAPTER I: DEPARTMENT OF PUBLIC AID
 SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121
 FOOD STAMPS

SUBPART A: APPLICATION PROCEDURES

Section	
121.1	Application for Assistance
121.2	Time Limitations on the Disposition of an Application
121.3	Approval of an Application and Initial Authorization of Assistance
121.4	Denial of an Application
121.5	Client Cooperation
121.6	Emergency Assistance
121.7	Expedited Services
121.10	Interviews

SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.19	Ending a Voluntary Quit Disqualification
121.20	Citizenship
121.21	Residence
121.22	Social Security Numbers
121.23	Work Registration/Participation Requirements (Repealed)
121.24	Individuals Exempt From Work Registration Requirements (Repealed)
121.25	Failure to Comply (Repealed)
121.26	Period of Disqualification (Repealed)
121.27	Voluntary Job Quit
121.28	Good Cause for Voluntary Job Quit
121.29	Exemptions from Voluntary Quit Rule

SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomer and Boarder
121.53	Income From Rental Property

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

121.54 Earned Income In-Kind
121.55 Sponsors of Aliens
121.57 Assets
121.58 Exempt Assets
121.59 Asset Disregards

SUBPART D: ELIGIBILITY STANDARDS

Section

121.60 Net Monthly Income Eligibility Standards
121.61 Gross Monthly Income Eligibility Standards
121.62 Income Which Must Be Annualized
121.63 Deductions From Monthly Income
121.64 Coupon Allotment

Section

121.70 Composition of ~~Persons-Who-May-Be-Included-in~~ the Assistance Unit
121.71 Living Arrangement
121.72 Nonhousehold Members
121.73 Ineligible Household Members
121.74 Strikers
121.75 Students
121.76 Households Receiving AFDC, SSI, Interim Assistance and/or GA -
Categorical Eligibility

SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

Section

121.80 Fraud Disqualification (Renumbered)
121.81 Initiation of Administrative Fraud Hearing (Repealed)
121.82 Definition of Fraud (Renumbered)
121.83 Notification To Applicant Households (Renumbered)
121.84 Disqualification Upon Finding of Fraud (Renumbered)
121.85 Court Imposed Disqualification (Renumbered)
121.90 Monthly Reporting and Retrospective Budgeting
121.91 Monthly Reporting
121.92 Retrospective Budgeting
121.93 Direct Mail Issuance of Food Stamp Coupons
121.94 Replacement of Food Stamp Coupons
121.95 Restoration of Lost Benefits
121.96 Uses For Food Coupons
121.97 Supplemental Payments
121.98 Food Stamp Simplified Application Demonstration Project (Repealed)
121.99 Recertification of Eligibility
121.120 Residents of Shelters for Battered Women and their Children
121.130 Incorporation By Reference
121.135 Small Group Living Arrangement Facilities and Drug/Alcoholic
121.140

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Treatment Centers

SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section

121.150 Definition of Intentional Violations of the Program
121.151 Penalties for Intentional Violations of the Program
121.152 Notification To Applicant Households
121.153 Disqualification Upon Finding of Intentional Violation of the Program
121.154 Court Imposed Disqualification

SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

Section

121.160 Persons Required to Participate
121.162 Participation and Cooperation Requirements
121.164 Orientation
121.166 Assessment and Employability Plan
121.170 Job Search Component
121.172 Basic Education Component
121.174 Job Readiness Component
121.176 Work Experience Component
121.178 Job Training Component
121.180 Grant Diversion Component
121.182 Earnfare Component
121.184 Sanctions
121.186 Good Cause for Failure to Cooperate
121.188 Supportive Services
121.190 Conciliation and Fair Hearings
121.200 Types of Claims (Recodified)
121.201 Establishing a Claim for Intentional Violation of the Program (Recodified)

121.202 Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)
121.203 Collecting Claim Against Households (Recodified)
121.204 Failure to Respond to Initial Demand Letter (Recodified)
121.205 Methods of Repayment of Food Stamp Claims (Recodified)
121.206 Determination of Monthly Allotment Reductions (Recodified)
121.207 Failure to Make Payment in Accordance with Repayment Schedule (Recodified)
121.208 Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-4.4 through 12-4.6 and 12-13) [305 ILCS 5/12-4.4 through 12-4.6 and 12-31].

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875 effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979;

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1; effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980 for maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14652, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. 8921, effective June 3, 1994; amended at 18 Ill. Reg. 12829, effective August 5, 1994; amended at 18 Ill. Reg. 14103, effective AUG 20 1994.

Section 121.63 Deductions From Monthly Income

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

- a) The following deductions described in this Section shall be allowed in the determination of the adjusted net monthly food stamp income:
- b) Earned Income Deduction. Eighty percent of total gross earned income is considered. (See Sections 49-111--Adm--Code 121.40 through 121.54 for a description of earned income.)
- c) Standard Deduction. The standard deduction is ~~One-hundred--and-thirty-one-dollars-~~ \$131.00† per household per month.
- d) Dependent Care Deduction

- 1) The dependent care deduction consists of payments ~~for~~ the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria (contained in 89 Ill. Adm. Code 112.70 through 112.73) or to attend training or pursue education which is preparatory for employment.
- 2) The amount of the deduction is to be determined by the actual costs for care and is not to exceed \$160.00 per month for each dependent household member.

ed) Shelter Costs Deduction

- 1) The shelter deduction is the amount of shelter ~~Shelter~~ costs that exceed 50% of the household's total income after the allowable deductions in subsections (b), (c) and (d) above ~~(a)-(b)-(c)-(d)-(e)-(f)-(g)-(h)-(i)-(j)-(k)-(l)-(m)-(n)-(o)-(p)-(q)-(r)-(s)-(t)-(u)-(v)-(w)-(x)-(y)-(z)-(aa)-(ab)-(ac)-(ad)-(ae)-(af)-(ag)-(ah)-(ai)-(aj)-(ak)-(al)-(am)-(an)-(ao)-(ap)-(aq)-(ar)-(as)-(at)-(au)-(av)-(aw)-(ax)-(ay)-(az)-(ba)-(bb)-(bc)-(bd)-(be)-(bf)-(bg)-(bh)-(bi)-(bj)-(bk)-(bl)-(bm)-(bn)-(bo)-(bp)-(bq)-(br)-(bs)-(bt)-(bu)-(bv)-(bw)-(bx)-(by)-(bz)-(ca)-(cb)-(cc)-(cd)-(ce)-(cf)-(cg)-(ch)-(ci)-(cj)-(ck)-(cl)-(cm)-(cn)-(co)-(cp)-(cq)-(cr)-(cs)-(ct)-(cu)-(cv)-(cw)-(cx)-(cy)-(cz)-(da)-(db)-(dc)-(dd)-(de)-(df)-(dg)-(dh)-(di)-(dj)-(dk)-(dl)-(dm)-(dn)-(do)-(dp)-(dq)-(dr)-(ds)-(dt)-(du)-(dv)-(dw)-(dx)-(dy)-(dz)-(ea)-(eb)-(ec)-(ed)-(ee)-(ef)-(eg)-(eh)-(ei)-(ej)-(ek)-(el)-(em)-(en)-(eo)-(ep)-(eq)-(er)-(es)-(et)-(eu)-(ev)-(ew)-(ex)-(ey)-(ez)-(fa)-(fb)-(fc)-(fd)-(fe)-(ff)-(fg)-(fh)-(fi)-(fj)-(fk)-(fl)-(fm)-(fn)-(fo)-(fp)-(fq)-(fr)-(fs)-(ft)-(fu)-(fv)-(fw)-(fx)-(fy)-(fz)-(ga)-(gb)-(gc)-(gd)-(ge)-(gf)-(gg)-(gh)-(gi)-(gj)-(gk)-(gl)-(gm)-(gn)-(go)-(gp)-(gq)-(gr)-(gs)-(gt)-(gu)-(gv)-(gw)-(gx)-(gy)-(gz)-(ha)-(hb)-(hc)-(hd)-(he)-(hf)-(hg)-(hh)-(hi)-(hj)-(hk)-(hl)-(hm)-(hn)-(ho)-(hp)-(hq)-(hr)-(hs)-(ht)-(hu)-(hv)-(hw)-(hx)-(hy)-(hz)-(ia)-(ib)-(ic)-(id)-(ie)-(if)-(ig)-(ih)-(ii)-(ij)-(ik)-(il)-(im)-(in)-(io)-(ip)-(iq)-(ir)-(is)-(it)-(iu)-(iv)-(iw)-(ix)-(iy)-(iz)-(ja)-(jb)-(jc)-(jd)-(je)-(jf)-(jg)-(jh)-(ji)-(jj)-(jk)-(jl)-(jm)-(jn)-(jo)-(jp)-(jq)-(jr)-(js)-(jt)-(ju)-(jv)-(jw)-(jx)-(jy)-(jz)-(ka)-(kb)-(kc)-(kd)-(ke)-(kf)-(kg)-(kh)-(ki)-(kj)-(kk)-(kl)-(km)-(kn)-(ko)-(kp)-(kq)-(kr)-(ks)-(kt)-(ku)-(kv)-(kw)-(kx)-(ky)-(kz)-(la)-(lb)-(lc)-(ld)-(le)-(lf)-(lg)-(lh)-(li)-(lj)-(lk)-(ll)-(lm)-(ln)-(lo)-(lp)-(lq)-(lr)-(ls)-(lt)-(lu)-(lv)-(lw)-(lx)-(ly)-(lz)-(ma)-(mb)-(mc)-(md)-(me)-(mf)-(mg)-(mh)-(mi)-(mj)-(mk)-(ml)-(mm)-(mn)-(mo)-(mp)-(mq)-(mr)-(ms)-(mt)-(mu)-(mv)-(mw)-(mx)-(my)-(mz)-(na)-(nb)-(nc)-(nd)-(ne)-(nf)-(ng)-(nh)-(ni)-(nj)-(nk)-(nl)-(nm)-(no)-(np)-(nq)-(nr)-(ns)-(nt)-(nu)-(nv)-(nw)-(nx)-(ny)-(nz)-(oa)-(ob)-(oc)-(od)-(oe)-(of)-(og)-(oh)-(oi)-(oj)-(ok)-(ol)-(om)-(on)-(oo)-(op)-(oq)-(or)-(os)-(ot)-(ou)-(ov)-(ow)-(ox)-(oy)-(oz)-(pa)-(pb)-(pc)-(pd)-(pe)-(pf)-(pg)-(ph)-(pi)-(pj)-(pk)-(pl)-(pm)-(pn)-(po)-(pp)-(pq)-(pr)-(ps)-(pt)-(pu)-(pv)-(pw)-(px)-(py)-(pz)-(qa)-(qb)-(qc)-(qd)-(qe)-(qf)-(qg)-(qh)-(qi)-(qj)-(qk)-(ql)-(qm)-(qn)-(qo)-(qp)-(qq)-(qr)-(qs)-(qt)-(qu)-(qv)-(qw)-(qx)-(qy)-(qz)-(ra)-(rb)-(rc)-(rd)-(re)-(rf)-(rg)-(rh)-(ri)-(rj)-(rk)-(rl)-(rm)-(rn)-(ro)-(rp)-(rq)-(rr)-(rs)-(rt)-(ru)-(rv)-(rw)-(rx)-(ry)-(rz)-(sa)-(sb)-(sc)-(sd)-(se)-(sf)-(sg)-(sh)-(si)-(sj)-(sk)-(sl)-(sm)-(sn)-(so)-(sp)-(sq)-(sr)-(ss)-(st)-(su)-(sv)-(sw)-(sx)-(sy)-(sz)-(ta)-(tb)-(tc)-(td)-(te)-(tf)-(tg)-(th)-(ti)-(tj)-(tk)-(tl)-(tm)-(tn)-(to)-(tp)-(tq)-(tr)-(ts)-(tt)-(tu)-(tv)-(tw)-(tx)-(ty)-(tz)-(ua)-(ub)-(uc)-(ud)-(ue)-(uf)-(ug)-(uh)-(ui)-(uj)-(uk)-(ul)-(um)-(un)-(uo)-(up)-(uq)-(ur)-(us)-(ut)-(uu)-(uv)-(uw)-(ux)-(uy)-(uz)-(va)-(vb)-(vc)-(vd)-(ve)-(vf)-(vg)-(vh)-(vi)-(vj)-(vk)-(vl)-(vm)-(vn)-(vo)-(vp)-(vq)-(vr)-(vs)-(vt)-(vu)-(vv)-(vw)-(vx)-(vy)-(vz)-(wa)-(wb)-(wc)-(wd)-(we)-(wf)-(wg)-(wh)-(wi)-(wj)-(wk)-(wl)-(wm)-(wn)-(wo)-(wp)-(wq)-(wr)-(ws)-(wt)-(wu)-(wv)-(ww)-(wx)-(wy)-(wz)-(xa)-(xb)-(xc)-(xd)-(xe)-(xf)-(xg)-(xh)-(xi)-(xj)-(xk)-(xl)-(xm)-(xn)-(xo)-(xp)-(xq)-(xr)-(xs)-(xt)-(xu)-(xv)-(xw)-(xx)-(xy)-(xz)-(ya)-(yb)-(yc)-(yd)-(ye)-(yf)-(yg)-(yh)-(yi)-(yj)-(yk)-(yl)-(ym)-(yn)-(yo)-(yp)-(yq)-(yr)-(ys)-(yt)-(yu)-(yv)-(yw)-(yx)-(yy)-(yz)-(za)-(zb)-(zc)-(zd)-(ze)-(zf)-(zg)-(zh)-(zi)-(zj)-(zk)-(zl)-(zm)-(zn)-(zo)-(zp)-(zq)-(zr)-(zs)-(zt)-(zu)-(zv)-(zw)-(zx)-(zy)-(zz)-(aa)-(ab)-(ac)-(ad)-(ae)-(af)-(ag)-(ah)-(ai)-(aj)-(ak)-(al)-(am)-(an)-(ao)-(ap)-(aq)-(ar)-(as)-(at)-(au)-(av)-(aw)-(ax)-(ay)-(az)-(ba)-(bb)-(bc)-(bd)-(be)-(bf)-(bg)-(bh)-(bi)-(bj)-(bk)-(bl)-(bm)-(bn)-(bo)-(bp)-(bq)-(br)-(bs)-(bt)-(bu)-(bv)-(bw)-(bx)-(by)-(bz)-(ca)-(cb)-(cc)-(cd)-(ce)-(cf)-(cg)-(ch)-(ci)-(cj)-(ck)-(cl)-(cm)-(cn)-(co)-(cp)-(cq)-(cr)-(cs)-(ct)-(cu)-(cv)-(cw)-(cx)-(cy)-(cz)-(da)-(db)-(dc)-(dd)-(de)-(df)-(dg)-(dh)-(di)-(dj)-(dk)-(dl)-(dm)-(dn)-(do)-(dp)-(dq)-(dr)-(ds)-(dt)-(du)-(dv)-(dw)-(dx)-(dy)-(dz)-(ea)-(eb)-(ec)-(ed)-(ee)-(ef)-(eg)-(eh)-(ei)-(ej)-(ek)-(el)-(em)-(en)-(eo)-(ep)-(eq)-(er)-(es)-(et)-(eu)-(ev)-(ew)-(ex)-(ey)-(ez)-(fa)-(fb)-(fc)-(fd)-(fe)-(ff)-(fg)-(fh)-(fi)-(fj)-(fk)-(fl)-(fm)-(fn)-(fo)-(fp)-(fq)-(fr)-(fs)-(ft)-(fu)-(fv)-(fw)-(fx)-(fy)-(fz)-(ga)-(gb)-(gc)-(gd)-(ge)-(gf)-(gg)-(gh)-(gi)-(gj)-(gk)-(gl)-(gm)-(gn)-(go)-(gp)-(gq)-(gr)-(gs)-(gt)-(gu)-(gv)-(gw)-(gx)-(gy)-(gz)-(ha)-(hb)-(hc)-(hd)-(he)-(hf)-(hg)-(hh)-(hi)-(hj)-(hk)-(hl)-(hm)-(hn)-(ho)-(hp)-(hq)-(hr)-(hs)-(ht)-(hu)-(hv)-(hw)-(hx)-(hy)-(hz)-(ia)-(ib)-(ic)-(id)-(ie)-(if)-(ig)-(ih)-(ii)-(ij)-(ik)-(il)-(im)-(in)-(io)-(ip)-(iq)-(ir)-(is)-(it)-(iu)-(iv)-(iw)-(ix)-(iy)-(iz)-(ja)-(jb)-(jc)-(jd)-(je)-(jf)-(jg)-(jh)-(ji)-(jj)-(jk)-(jl)-(jm)-(jn)-(jo)-(jp)-(jq)-(jr)-(js)-(jt)-(ju)-(jv)-(jw)-(jx)-(jy)-(jz)-(ka)-(kb)-(kc)-(kd)-(ke)-(kf)-(kg)-(kh)-(ki)-(kj)-(kk)-(kl)-(km)-(kn)-(ko)-(kp)-(kq)-(kr)-(ks)-(kt)-(ku)-(kv)-(kw)-(kx)-(ky)-(kz)-(la)-(lb)-(lc)-(ld)-(le)-(lf)-(lg)-(lh)-(li)-(lj)-(lk)-(ll)-(lm)-(ln)-(lo)-(lp)-(lq)-(lr)-(ls)-(lt)-(lu)-(lv)-(lw)-(lx)-(ly)-(lz)-(ma)-(mb)-(mc)-(md)-(me)-(mf)-(mg)-(mh)-(mi)-(mj)-(mk)-(ml)-(mm)-(mn)-(mo)-(mp)-(mq)-(mr)-(ms)-(mt)-(mu)-(mv)-(mw)-(mx)-(my)-(mz)-(na)-(nb)-(nc)-(nd)-(ne)-(nf)-(ng)-(nh)-(ni)-(nj)-(nk)-(nl)-(nm)-(no)-(np)-(nq)-(nr)-(ns)-(nt)-(nu)-(nv)-(nw)-(nx)-(ny)-(nz)-(oa)-(ob)-(oc)-(od)-(oe)-(of)-(og)-(oh)-(oi)-(oj)-(ok)-(ol)-(om)-(on)-(oo)-(op)-(oq)-(or)-(os)-(ot)-(ou)-(ov)-(ow)-(ox)-(oy)-(oz)-(pa)-(pb)-(pc)-(pd)-(pe)-(pf)-(pg)-(ph)-(pi)-(pj)-(pk)-(pl)-(pm)-(pn)-(po)-(pp)-(pq)-(pr)-(ps)-(pt)-(pu)-(pv)-(pw)-(px)-(py)-(pz)-(qa)-(qb)-(qc)-(qd)-(qe)-(qf)-(qg)-(qh)-(qi)-(qj)-(qk)-(ql)-(qm)-(qn)-(qo)-(qp)-(qq)-(qr)-(qs)-(qt)-(qu)-(qv)-(qw)-(qx)-(qy)-(qz)-(ra)-(rb)-(rc)-(rd)-(re)-(rf)-(rg)-(rh)-(ri)-(rj)-(rk)-(rl)-(rm)-(rn)-(ro)-(rp)-(rq)-(rr)-(rs)-(rt)-(ru)-(rv)-(rw)-(rx)-(ry)-(rz)-(sa)-(sb)-(sc)-(sd)-(se)-(sf)-(sg)-(sh)-(si)-(sj)-(sk)-(sl)-(sm)-(sn)-(so)-(sp)-(sq)-(sr)-(ss)-(st)-(su)-(sv)-(sw)-(sx)-(sy)-(sz)-(ta)-(tb)-(tc)-(td)-(te)-(tf)-(tg)-(th)-(ti)-(tj)-(tk)-(tl)-(tm)-(tn)-(to)-(tp)-(tq)-(tr)-(ts)-(tt)-(tu)-(tv)-(tw)-(tx)-(ty)-(tz)-(ua)-(ub)-(uc)-(ud)-(ue)-(uf)-(ug)-(uh)-(ui)-(uj)-(uk)-(ul)-(um)-(un)-(uo)-(up)-(uq)-(ur)-(us)-(ut)-(uu)-(uv)-(uw)-(ux)-(uy)-(uz)-(va)-(vb)-(vc)-(vd)-(ve)-(vf)-(vg)-(vh)-(vi)-(vj)-(vk)-(vl)-(vm)-(vn)-(vo)-(vp)-(vq)-(vr)-(vs)-(vt)-(vu)-(vv)-(vw)-(vx)-(vy)-(vz)-(wa)-(wb)-(wc)-(wd)-(we)-(wf)-(wg)-(wh)-(wi)-(wj)-(wk)-(wl)-(wm)-(wn)-(wo)-(wp)-(wq)-(wr)-(ws)-(wt)-(wu)-(wv)-(ww)-(wx)-(wy)-(wz)-(xa)-(xb)-(xc)-(xd)-(xe)-(xf)-(xg)-(xh)-(xi)-(xj)-(xk)-(xl)-(xm)-(xn)-(xo)-(xp)-(xq)-(xr)-(xs)-(xt)-(xu)-(xv)-(xw)-(xx)-(xy)-(xz)-(ya)-(yb)-(yc)-(yd)-(ye)-(yf)-(yg)-(yh)-(yi)-(yj)-(yk)-(yl)-(ym)-(yn)-(yo)-(yp)-(yq)-(yr)-(ys)-(yt)-(yu)-(yv)-(yw)-(yx)-(yy)-(yz)-(za)-(zb)-(zc)-(zd)-(ze)-(zf)-(zg)-(zh)-(zi)-(zj)-(zk)-(zl)-(zm)-(zn)-(zo)-(zp)-(zq)-(zr)-(zs)-(zt)-(zu)-(zv)-(zw)-(zx)-(zy)-(zz)~~
- 2) If the household contains a member who is elderly or disabled as defined at 7 CFR 271.2 (1990) and Section 121.161 "Gross-Monthly Income-Eligibility-Standards", there is no limit on the amount of excess shelter deduction.
- 3) Households in which all members are homeless† but that are not receiving free shelter throughout the month† are entitled to a ~~one-hundred-and-thirty-seven-dollars-~~ \$137.00† per month homeless shelter costs deduction. Homeless households with shelter costs that exceed the homeless shelter costs deduction† are allowed to claim the higher shelter costs if these costs are verified. Homeless households that which receive free housing and utilities throughout the month are not entitled to the homeless shelter costs deduction.
- 4) Shelter costs include only the following:
- A) Continuing charges for the shelter occupied by the household (rent, mortgage, and other charges leading to the ownership of the shelter, including interest on such charges).
- B) Property taxes, State and local assessments and insurance on the structure itself.
- C) Utility costs as described in subsection (f) below. ~~Costs~~
- 5) Shelter costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if the household intends to return to the home; the current occupants of the home, if any, are not claiming the shelter costs for food stamp purposes; and the home is not leased or rented during the

absence of the household.

- 6) Charges for repair of a home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.

f) Utility Costs

- 1) Utility costs include:

- A) ~~to include~~ the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection fees;
- B) basic service fee for one telephone (including tax on the basic fee) of \$27.00; and
- C) fees charged by the utility provider for initial installation.

- 2) Utility deposits are not considered to be utility costs.

- 3)† Those households which are billed for heating or air conditioning, or both, separately from their rent or mortgage may claim the standard utility allowance of \$209.00 ~~\$199.00~~. Households living in rental housing who are billed on a regular basis by a landlord for costs for heating, or ~~and/or~~ air conditioning, or both costs may use the standard utility allowance if utility usage is determined through a meter or otherwise is verifiable or if the charge for heating, or ~~and/or~~ air conditioning, or both is separate and identifiable. If the standard utility allowance is used, then no other utility costs may be claimed. If actual utility costs exceed the standard utility allowance, then actual, verified costs may be claimed, except that if a separately-billed phone expense is claimed only the basic telephone allowance of \$27.00 per month is allowed. The client that maintains the same residence may not switch between the standard utility allowance and actual utility costs for a period of 12 ~~twelve~~ months from the time of initial certification and no more frequently than once every ~~twelve-~~ 12† months thereafter.

- 4)† However, during the heating or cooling season, a household that is billed less often than monthly for its costs for heating, or ~~and/or~~ air conditioning, or both, costs but is otherwise eligible to use the standard utility allowance, may continue to use the standard utility allowance between billing months.

- 5)† Households in public housing or privately owned rental units which receive a bill for over-usage are not entitled to use the standard utility allowance. When households (as defined at 7 CFR 273.11(a) (1990)) live together, the standard utility allowance shall be divided equally among the households which contribute toward the utility costs whether or not each household participates in the program.

- 6)† Households whose expense for heat, or ~~and/or~~ air conditioning, or both expense is covered by indirect energy assistance payments under the † Illinois Home Energy Assistance Program (47 Ill. Adm.

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Code 1001} shall be entitled to the standard utility allowance (7
CFR 273.9 and 273.10(d)(6) (1990)). The provisions of subsection
(F)(3) ~~that~~ above are applicable to households whose expenses
for heating, or ~~and/or~~ air conditioning, or both ~~expense(s)~~ are
covered by indirect energy assistance payments.

7B) Those households which are not billed separately for either heat or air conditioning are not entitled to claim the standard utility allowance but may claim the actual utility amounts for which they are billed separately, subject to the \$27.00 per month limitation for telephone expense.

[illegible]

67 Charges for repair of the home which was damaged or destroyed due to natural disaster. Shelter costs, that is, not the time to rent a home which has been on fire, be reimbursed by private or public relief agencies, insurance companies or any other source. Excess Medical Deductions. A deduction for excess medical expenses shall be allowed for households which contain an elderly or disabled member as defined at 7 CFR 271.2 (1990) and Section 121.61 "Gross Monthly Income-Big-Blitty-Standards". The medical expenses incurred by the qualifying household member which are over \$35 will be deducted if the expenses will not be reimbursed by insurance or a third party.

(Source: Amended at 18 Ill. Reg. 14103, effective AUG 20 1994)

SUBPART E: HOUSEHOLD CONCEPT

Section 121.70
Assistance Unit

a) The stamp unit shall contain all members of the household. For food stamp purposes, the definition of household is:

- 1) An individual living alone;
- 2) An individual living with others but customarily purchasing food and preparing meals for home consumption separate and apart from others;
- 3) A group of individuals who live together and customarily purchase food and prepare meals together for home consumption;
- 4) An individual and the individual's ~~husband~~ spouse (if present), who meets each of the following conditions:

- A) lives with others and is 60 years of age or older; 7 and
B) is unable to buy food and prepare meals because the individual suffers from either: ~~reverse~~ reverse ~~suffers from~~

- i) a disability that is considered permanent under the Social Security Act † as determined by a statement from the Social Security Administration or a physician licensed under the ‡ Medical Practice Act of 1987 [225 ILCS 60] 7-§§-Rev-Stat--1987-ch-117-par-440-1 et-seq-†† or a licensed-or-certified psychologist licensed under the ‡ Clinical Psychologist Licensing Registration Act [225 ILCS 15] 7-§§-Rev-Stat--1987-ch-117-par-530-et-seq-†† or if the disability is obvious, by observation of the caseworker, ‡ for example, ergr permanent loss of use of both hands, ‡†† or he/she suffers from
- ii) a non-disease related severe, permanent disability, and-if-the-gross-non-exempt-income-of-one-other individuals-with-whom-the-elderly-disabled-individual-and-spouse-is-living-with-is-not-more-than-105 percent-of-the-poverty-level. A "non-disease related severe, permanent disability" is a disability that may or may not be listed in the preamble to Section 221(i) of the Social Security Act (42 U.S.C. 421(i)), but which prevents the individual from purchasing and preparing his own meals as observed by the caseworker, or verified by a statement from a physician licensed under the ‡ Medical Practice Act of 1987 [225 ILCS 60] 7-§§-Rev-Stat--1987-ch-117-par-440-1 et seq-†† or a licensed-or-certified psychologist licensed under the ‡ Clinical Psychologist Licensing Registration Act [225 ILCS 15]; and 7-§§-Rev-Stat--1987-ch-117-par-530-et-seq-††
- C) the gross non-exempt income of the other individuals with whom the elderly disabled individual (and spouse) is living is not more than 165 percent of the poverty level. For information on "non-exempt gross income", see Sections 121.30 through 121.34, 121.40, and 121.50 through 121.55.
- b) Separate household status shall not be granted to:
- separate-household-status-be-granted-to:
- 1) A child (except a foster child) who is less than 18 years of age and is under the parental control of an adult household member other than a parent, unless the child purchases food and prepares meals separately and lives with his or her own child or children or spouse. Any person except foster-children-under-18-years-of-age-under-the-parental-control-of-an-adult-member-of-the-household.
- 2) A parent or parents and their child or children when the children are age 21 or under, unless the children purchase food and prepare meals separately and live with their child, children of spouse. Either--parents-living-with-their-children-of-any-age-or children-of-any-age-living-with-their-parents-unless
- A) at-least-one-parent-is-elderly-or-disabled-as-described-in-

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

Section-121.61-and-is-purchasing-food--and--preparing--meals separately, or

Section-121.70:

- B) at-least-one-parent-is-an-elderly-disabled-person-as-defined in-subsection-(a)(4)-above; or
- E) the-child-is-a-parent-with-minor-children-and-the-parent-and minor--children--purchase--and-prepare-meals-separately-from the-children's-grandparents).

Reg.

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18

at

AUG 26 1994

(Source: Amended

14103

effective

- 3) A spouse of a member of the household; or.

- 4) Siblings (naturally adopted, half or stepbrothers and sisters) of any age, who are living together unless at least one sibling is:

- A) elderly or disabled as described in Section-121.61-and-is purchasing-food-and-preparing-meals-separately, or

- B) an-elderly-disabled-person-as-described-in-this-section, or

- E) a-parent-with-minor-children-and-the-parent-and-minor children-purchase-and-prepare-meals-separately-from-the parents-siblings.

- 45) A boarder. Adults and children in foster care are considered boarders and are not required to be considered household members. Boarder-status-can-be-granted-to-children-under-the-age-of eighteen--(18)--who-are-under-the-parental-control-of-an-adult household-member.

(Source: Amended at 18 Ill. Reg. 14103, effective AUG 26 1994)

Section 121.72 Nonhousehold Members

Any of the following persons who reside with a food stamp household shall not be considered household members, but such persons may, if otherwise eligible, participate in the program as separate households:

- Roomers--Individuals to whom a household furnishes lodging, but not meals, for compensation;
- Live-in-attendants--Individuals who reside with a household to provide medical, housekeeping, child care or other similar personal services;
- Students who fail to meet student eligibility requirements in Section 121.75; and
- Other--Individuals who share living quarters with the household but who do not customarily purchase food and prepare meals with the household (see Section 121.70(b) for exceptions). This does not include--individuals--under--eighteen--years--of--age--except--foster children--who-are-under-the-parental-control-of-a-household-member siblings--a-spouse-of-a-household-member, or-parents-and-children-of any-age-living-together-unless:
 - at-least-one-parent--or--sibling--meets--the--definition--of--a qualifying member--as-defined-in-Section-121.61-and-purchases-food and-prepares-meals-separately, or

- 2) is an elderly disabled person as defined in Section-121.70; or

- 3) is a parent with minor children living with a parent and/or sibling-and-purchases-and-prepares-meals-separately-as-defined-in

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Hospital Services
- 2) Code Citation: 89 Ill. Adm. Code 148
- 3) Section Number: Adopted Action:
 148.82 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]
- 5) Effective Date of Amendments: September 1, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: September 1, 1994
- 9) Notice of Proposal Published in Illinois Register: April 1, 1994 (18 Ill. Reg. 5135)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: No changes have been made in the text of the proposed amendments.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect?
 No
- 14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: These amendments to Section 148.82 allow for Department coverage of organ transplant services involving lung transplant procedures. Research indicates that lung transplant services are considered to be an established therapy for patients exhibiting specific disease processes, and the State Medical Advisory Committee (SMAC) has recommended that the Illinois Medicaid Program cover such procedures. After an intensive review of Medicaid organ transplant policies in other States, and an evaluation of the needs of Medicaid recipients in Illinois, criteria have been developed with the assistance of the SMAC which must be met by a hospital in order to be certified as a transplant center providing lung (single and double) and heart/lung transplantation services. Under these amendments, reimbursement is

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

limited to 60 percent of the usual and customary charges for 3 pre-operative days and 30 inpatient post-operative days.

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Joanne Jones
 Address: Bureau of Rules and Regulations
 Illinois Department of Public Aid
 100 South Grand Avenue East, Third Floor
 Springfield, Illinois 62762
 Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 148
HOSPITAL SERVICES

- Section
148.10 Hospital Services
148.20 Participation
148.30 General Requirements
148.40 Special Requirements
148.50 Covered Hospital Services
148.60 Hospital Services Not Covered
148.70 Limitation On Hospital Services
148.80 Organ Transplant Services Covered Under Medicaid (Repealed)
148.82 Organ Transplant Services
148.90 Heart Transplants (Repealed)
148.100 Liver Transplants (Repealed)
148.110 Bone Marrow Transplants (Repealed)
148.120 Disproportionate Share Hospital Adjustments
148.130 Outlier Adjustments for Exceptionally Costly Stays
148.140 Hospital Outpatient and Clinic Services
148.150 Uncompensated Care Payment Adjustment for Nondisproportionate Share Hospitals
148.160 Payment Methodology for County-Owned Hospitals in a County with a Population of Over 3 Million
148.170 Payment Methodology for Hospitals Organized Under the University of Illinois Hospital Act
148.180 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting
148.190 Copayments
148.200 Alternate Reimbursement Systems
148.210 Filing Cost Reports
148.220 Pre September 1, 1991 Admissions
148.230 Admissions Occurring on or after September 1, 1991
148.240 Prepayment and Utilization Review
148.250 Determination of Alternate Payment Rates to Certain Exempt Hospitals
148.260 Calculation and Definitions of Inpatient Per Diem Rates
148.270 Determination of Alternate Cost Per Diem Rates for All Hospitals; Payment Rates for Certain Exempt Hospital Units; and Payment Rates for Certain Other Hospitals
148.280 Reimbursement Methodologies for Children's Hospitals and Hospitals Reimbursed Under Special Arrangements
148.290 Adjustments and Reductions to Total Payments
148.300 Payment
148.310 Review Procedure
148.320 Alternatives
148.330 Exemptions

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 148.340 Subacute Alcoholism and Substance Abuse Treatment Services
148.350 Definitions
148.360 Types of Subacute Alcoholism and Substance Abuse Treatment Services
148.370 Payment for Subacute Alcoholism and Substance Abuse Treatment Services
148.376 Utilization, Case-Mix and Discretionary Funds
148.380 Rate Appeals for Subacute Alcoholism and Substance Abuse Treatment Services
148.390 Hearings
148.400 Special Hospital Reporting Requirements

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 6503-1 et seq.) [20 ILCS 2215/Art. 3] and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI and VII and 5/12-13].

SOURCE: Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990; emergency amendment at 15 Ill. Reg. 10502, effective July 1, 1991, for a maximum of 150 days; emergency expired October 29, 1991; emergency amendment at 15 Ill. Reg. 12005, effective August 9, 1991, for a maximum of 150 days; emergency expired January 6, 1992; emergency amendment at 15 Ill. Reg. 16166, effective November 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 18684, effective December 23, 1991; amended at 16 Ill. Reg. 6255, effective March 27, 1992; emergency amendment at 16 Ill. Reg. 11335, effective June 30, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 11942, effective July 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14778, effective October 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19873, effective December 7, 1992; amended at 17 Ill. Reg. 131, effective December 21, 1992; amended at 17 Ill. Reg. 3296, effective March 20, 1993; amended at 17 Ill. Reg. 6649, effective April 21, 1993; amended at 17 Ill. Reg. 14643, effective August 30, 1993; emergency amendment at 17 Ill. Reg. 17323, effective October 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 3450, effective February 28, 1994; amended at 18 Ill. Reg. **14117**, effective **SEP 01 1994**.

Section 148.82 Organ Transplant Services

a) Introduction

The Department of Public Aid will cover organ transplants as identified under subsection (b) below which are provided by certified organ transplant centers which meet the requirements specified in

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

subsections (c) through (h) of this Section.

b) Covered Services

- 1) Bone marrow, heart, heart/lung, lung (single or double), liver, ~~or---pancreas/pancreas-kidney~~ pancreas or kidney/pancreas transplantation, excluding bone marrow searches.
- 2) Other types of transplant procedures may be covered when a hospital has been certified by the Department as a transplant center eligible to perform such transplants. Centers must complete the certification process established in ~~Section 140-02(c)~~ subsection (c) of this Section and provide the necessary documentation of the number of transplant procedures performed and the survival rates.
- 3) Medically necessary work-up and evaluation up to three (3) days prior to transplantation.

c) Certification Process

- 1) In order to be certified to receive reimbursement for transplants performed on Medicaid patients, the hospital must:

A) Request an application from the Bureau of Hospital Services;
 B) Submit a completed application to the Department for the type of transplant for which the center is seeking certification;

C) Meet certification criteria established in subsection (d) below, based upon review and recommendation of each application by the State Medical Advisory Committee (SMAC); and

D) Submit a detailed status report on each patient for the type of transplant for which the hospital is seeking certification. Such reports must include the patient's diagnosis, date of transplant, the length of hospitalization, charges, survival rates, patient-specific transplant outcome, and complications (including cause of death, if applicable) for all transplants performed for the two years preceding the date of the application. To protect the privacy of patients included in this report, names of Medicaid and non-Medicaid patients are not required.

- 2) The Department shall notify the hospital of approval or denial of the hospital as a transplant center for Medicaid eligible patients.

3) In the event that no hospital formally certified by the Department is able to provide a covered service set forth in subsection (b) above within the time frame necessary to preserve the recipient's health, the Department shall review a request for prior approval of the service from a non-certified facility, and if the facility satisfies the criteria for certification, approve the request on an individual case basis.

d) Certification Criteria

- 1) Hospitals seeking certification as a transplant center shall submit documentation to verify that:

A) The hospital is a tertiary care hospital capable of

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

providing all necessary medical care required by the transplant patient;

- B) The hospital is affiliated with an academic health center;
- C) The hospital has had the transplant program for heart and liver transplants in operation for at least three years with 12 transplant procedures per year for the past two years and 12 cases before that for adult heart and liver transplants;

D) The hospital has had the transplant program for heart/lung and lung transplants in operation for at least three years with ten transplant procedures per year for the past two years and ten cases before that for adult heart/lung and lung transplants;

E) A hospital specializing in pediatric heart/lung and lung transplants has had a program in operation for at least three years and has performed a minimum of six transplant procedures per year for the past two years, and six procedures before that;

B7E) The hospital has had the transplant program for adult and pediatric bone marrow transplants in operation for at least two years with ~~twelve~~ 12 transplant procedures per year for the past two years;

B7G) A hospital specializing in pediatric heart ~~and/or~~ or liver transplants, or both, has had ~~must--have~~ a program in operation for at least three years and has ~~must--have~~ performed a minimum of six transplant procedures per year for the past two years, and six procedures before that;

F7H) The hospital has had the transplant program in operation for at least three years with 25 transplant procedures per year for the past two years and 25 cases before that for kidney transplants, and five transplant procedures per year for the past two years and five before that for pancreas transplants, or 12 transplant procedures per year for the past two years and 12 before that for kidney/pancreas transplants;

G7I) The hospital has experts, on staff, in the fields of cardiology, ~~pulmonology~~ anesthesiology, immunology, infectious disease, nursing, social services, organ procurement, associated surgery and internal medicine to complement the transplant team. In addition, in order to qualify as a transplant center for pediatric patients, the hospital must also have experts in the field of pediatrics;

H7J) The hospital has an active cardiovascular medical and surgical program as evidenced by the number of cardiac catheterizations, coronary arteriograms and open heart procedures per year for heart transplant candidates;

I7K) The hospital has pathology resources that are available for studying and reporting the pathological responses for transplantation;

J7L) The hospital complies with applicable State and Federal

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

federal laws and regulations;

(M) The hospital participates in a recognized national donor procurement program, abides by its rules, and provides the Department with the name of the national organization of which it is a member;

(N) The hospital has an interdisciplinary body to determine the suitability of candidates for transplantation;

(O) The hospital has blood bank support necessary to meet the demands of a certified transplant center; and

(P) The hospital meets the applicable transplant survival rates as supported by the Kaplan-Meier method or other method accepted by the Department:

- i) A one-year survival rate of 50 percent for bone marrow transplant patients;
- ii) A one-year survival rate of 75 percent and a two-year survival rate of 60 percent for heart transplant patients;
- iii) A one-year survival rate of 75 percent and a two-year survival rate of 60 percent for liver transplant patients;
- iv) A one-year survival rate of 90 percent for kidney transplant and a one-year survival rate of 80 percent for pancreas transplant; or a one-year survival rate of 80 percent for kidney/pancreas transplant patients;
- v) A one-year survival rate of 65 percent and a two-year survival rate of 60 percent for heart/lung and lung (single or double) transplant patients.

2) The commitment of the hospital to support the transplant center must be at all levels as evidenced by such factors as financial resources, allocation of space and the support of the professional staff for the transplant program and its patients. The hospital must demonstrate that:

- A) Component teams are integrated into a comprehensive transplant team with clearly defined leadership and responsibility;
 - B) The hospital safeguards the rights and privacy of patients;
 - C) The hospital has adequate patient management plans and protocols to meet the patient and hospital's needs.
- 3) The hospital must identify, in writing, the director of the transplant program and the members of the team as well as their qualifications. Physician team members must be identified as board certified, in preparation for board certification, or pending board certification, and the transplant coordinator's name must be submitted.
- 4) The hospital must provide patient selection criteria including indications and contraindications for the type of transplant procedure for which the facility is seeking certification.
- e) Recertification Process/Criteria

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

1) The Department will conduct an annual review for certification of transplant centers. A certified center must submit documentation established under subsections (c), (d), (f) and (h) of this Section for review by the Department's State Medical Advisory Committee for recertification as a transplant center.

2) Survival rates of previous transplant patients must be documented prior to certification. The center must maintain patient volume in the year of certification based on previous transplant statistics.

3) The Department shall notify the hospital of approval or denial of the recertification of the hospital as a transplant center.

f) Notification of Transplant

1) The hospital must notify the Department prior to performance of the transplant procedure. The notification letter must be from a physician on the transplant team.

2) The notification must include the admission diagnosis, pre-transplant diagnosis and the initial work-up summary of medical findings.

3) The Department shall notify the hospital regarding receipt of the notification and provide the appropriate "patient tracking" forms to the hospital.

g) Reimbursement

1) Hospital services rendered for transplant procedures under this Section are exempt from the provisions of Sections 148.250 through 148.330 and 89 Ill. Adm. Code 149 of the Department's administrative rules governing hospital reimbursement. Hospital reimbursement for transplants covered within this Section is an all-inclusive rate for the admission, regardless of the number of days of care associated with that admission, which is limited to a maximum of 60 percent of the hospital's usual and customary charges to the general public for the same procedure for the number of days listed below for specific types of transplants:

- A) Three days of pre-operative inpatient work-up; and
 - B) A maximum 30 consecutive days of post-operative inpatient care for heart, heart/lung, lung (single or double), pancreas, or kidney/pancreas transplant; or
 - C) 40 consecutive days of inpatient care for liver transplant; or
 - D) 50 consecutive days of inpatient care for bone marrow transplant; or
 - E) For those transplants covered under subsection (b)(2) of this Section, the number of consecutive days of inpatient care specified within the transplant certification process.
- 2) Reimbursement will be approved only when the transplant procedure is acknowledging the notification of the transplant procedure is attached to the hospital's claim.
- 3) Applicable disproportionate share payment adjustments shall be made in accordance with Section 148.120(g). Applicable outlier adjustments shall be made in accordance with Section 148.130.

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Applicable inpatient payment adjustments shall be made in accordance with Section 148.290. Applicable Medicaid High Volume Adjustments shall be made in accordance with Section 148.290(h).

4) The rate will not include transportation and physician fees when reimbursed pursuant to 89 Ill. Adm. Code 140.410 through 140.414 and 89-1114-Adm--Code 140.490 through 140.492, respectively.

h) Reporting Requirements of Certified Transplant Center
The following documentation must be submitted within the time limits set forth in this subsection.

- 1) Patient Tracking
 - A) The center must submit annually a statistical summary including information for all patients having received transplants at the transplant center. Patients not covered by Medicaid may be identified numerically or by other means identified by the hospital, to protect patient confidentiality. The summary must include, but is not limited to, short and long term outcome on all patients.
 - B) The discharge summary for each Medicaid patient must be received by the Department within 30 days of the patient's discharge.
 - C) The annual outcome summaries for each Medicaid patient must be received by the Department within 30 days of the annual patient post-transplant evaluation.
 - D) For those Medicaid patients who expire, a summary must be received by the Department within 30 days of the patient's death.
- 2) Notification of Changes
The center must notify the Department within 30 days of any changes in its program, including, but not limited to, certification criteria, patient selection criteria, members of the transplant team and the coordinator.

(Source: Amended at 18 Ill. Reg. 14117, effective SEP 01 1994)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Medical Payment
- 2) Code Citation: 89 Ill. Adm. Code 140

- 3) Section Numbers: Adopted Action:
140.24 Amendment
140.27 Amendment

- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/Art. 12-13]
- 5) Effective Date of Amendments: August 29, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 29, 1994
- 9) Notice of Proposal Published in Illinois Register: April 15, 1994 (18 Ill. Reg. 5778)

- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: Section 140.27(d) of the proposed amendments is being amended to read:

d) A medical vendor that is a governmental entity or is exempt from income reporting under Section 1.6041-3(c) of the federal income tax regulations [26 CFR 1.6041-3(c)] and that provides Healthy Kids Program services under Section 140.485(d) may assign its interest in payment from the Department to a local school district with which the provider has an arrangement to provide such services. Under such assignment, with Department approval, payment will be made directly to the school district.

There are no other differences between the proposal and the final version.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect?
No
- 14) Are there any Amendments pending on this Part? Yes

Sections Proposed Action Illinois Register Citation

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

140.413	Amendment	July 8, 1994 (18 Ill. Reg. 10637)
140.440	Amendment	March 25, 1994 (18 Ill. Reg. 4597)
140.442	Amendment	March 25, 1994 (18 Ill. Reg. 4597)
140.443	Amendment	March 25, 1994 (18 Ill. Reg. 4597)
140.514	Amendment	June 24, 1994 (18 Ill. Reg. 9296)
140.535	Amendment	July 15, 1994 (18 Ill. Reg. 11088)
140.538	Amendment	June 24, 1994 (18 Ill. Reg. 9296)
140.850	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.855	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.860	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.865	Amendment	March 25, 1994 (18 Ill. Reg. 4597)
140.865	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.870	Amendment	March 25, 1994 (18 Ill. Reg. 4597)
140.870	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.875	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.578	Amendment	July 15, 1994 (18 Ill. Reg. 11088)
140.880	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.885	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.890	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.895	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.Table K	Repeal	June 24, 1994 (18 Ill. Reg. 9296)
140.Table L	Repeal	June 24, 1994 (18 Ill. Reg. 9296)

15) Summary and Purpose of Amendments: These amendments allow a provider of medical services under the Healthy Kids Program to assign payments from the Department to a school district when a contractual arrangement exists with the district for the provision of such services. Under the Healthy Kids Program, school districts can enter into agreements with any of several types of medical services entities, including local public health departments, individual practitioners, and a variety of medical clinic settings. The Healthy Kids Program services are delivered in coordination with the school environment, assuring the Program of reaching a significant number of children in the eligible population.

The changes in Section 140.24 specify that payments for services rendered by medical providers can be mailed to an address of the provider's designated alternate payee if the conditions in subsection (c) addressing alternate payee situations are met, or when an arrangement described in Section 140.27, Assignment of Vendor Payments, exists. Changes in Section 140.27 state that a medical vendor which provides Healthy Kids Program services, and which is a governmental entity or is exempt from income reporting under Section 1.6041-3(c) of the federal income tax regulations, may assign its interest in payment to a local school district with which the provider has an arrangement to provide such services.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Joanne Jones

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Address: Bureau of Rules and Regulations
Illinois Department of Public Aid
100 South Grand Avenue East, Third Floor
Springfield, Illinois 62762

Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: MEDICAL PROGRAMS

PART 140
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

Section
140.1 Incorporation By Reference
140.2 Medical Assistance Programs
140.3 Covered Services Under The Medical Assistance Programs for AFDC, AFDC-WANG, AABD, AABD-WANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Children Under Age Eight Who Do Not Qualify as Mandatory Categorically Needy and Disabled Persons Under Age 21 Who May Qualify for Medicaid and In-Home Care (Model Waiver)
140.4 Covered Medical Services Under AFDC-WANG for non-pregnant persons who are 18 years of age or older (Repealed)
140.5 Covered Medical Services Under GA
140.6 Medical Services Not Covered
140.7 Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Eight
140.8 Medical Assistance For Qualified Severely Impaired Individuals
140.9 Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-WANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.10 Medical Assistance Provided to Incarcerated Persons

SUBPART B: MEDICAL PROVIDER PARTICIPATION

Section
140.11 Enrollment Conditions for Medical Providers
140.12 Participation Requirements for Medical Providers
140.13 Definitions
140.14 Denial of Application to Participate in the Medical Assistance Program
140.15 Recovery of Money
140.16 Termination or Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17 Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.18 Effect of Termination on Individuals Associated with Vendor
140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring
140.20 Submittal of Claims
140.21 Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.22 Magnetic Tape Billings

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

140.23 Payment of Claims
140.24 Payment Procedures
140.25 Overpayment or Underpayment of Claims
140.26 Payment to Factors Prohibited
140.27 Assignment of Vendor Payments
140.28 Record Requirements for Medical Providers
140.30 Audits
140.31 Emergency Services Audits
140.32 Prohibition on Participation, and Special Permission for Participation
140.33 Publication of List of Terminated, Suspended or Barred Entities
140.35 False Reporting and Other Fraudulent Activities
140.40 Prior Approval for Medical Services or Items
140.41 Prior Approval in Cases of Emergency
140.42 Limitation on Prior Approval
140.43 Post Approval for items or Services When Prior Approval Cannot Be Obtained
140.71 Reimbursement for Medical Services Through the Use of a C-13 Invoice
140.72 Voucher Advance Payment and Expedited Payments
140.73 Drug Manual (Recodified)
Drug Manual Updates (Recodified)

SUBPART C: PROVIDER ASSESSMENTS

Section
140.80 Hospital Provider Fund
140.82 Developmentally Disabled Care Provider Fund
140.84 Long Term Care Provider Fund
140.94 Medicaid Developmentally Disabled Provider Participation Fee Trust Fund/Medicaid Long Term Care Provider Participation Fee Trust Fund
140.95 Hospital Services Trust Fund
140.96 General Requirements (Recodified)
140.97 Special Requirements (Recodified)
140.98 Covered Hospital Services (Recodified)
140.99 Hospital Services Not Covered (Recodified)
140.100 Limitation On Hospital Services (Recodified)
140.101 Transplants (Recodified)
140.102 Heart Transplants (Recodified)
140.103 Liver Transplants (Recodified)
140.104 Bone Marrow Transplants (Recodified)
140.110 Disproportionate Share Hospital Adjustments (Recodified)
140.116 Payment for Inpatient Services for GA (Recodified)
140.117 Hospital Outpatient and Clinic Services (Recodified)
140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201 Payment for Hospital Services After June 30, 1982 (Repealed)
140.202 Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203 Limits on Length of Stay by Diagnosis (Recodified)
140.300 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

140.350	Copayments (Recodified)	140.428	Chiropractic Services
140.360	Payment Methodology (Recodified)	140.429	Limitations on Chiropractic Services (Repealed)
140.361	Non-Participating Hospitals (Recodified)	140.430	Independent Laboratory Services
140.362	Pre July 1, 1989 Services (Recodified)	140.431	Services Not Covered by Independent Laboratory
140.363	Post June 30, 1989 Services (Recodified)	140.432	Limitations on Independent Laboratory Services
140.364	Prepayment Review (Recodified)	140.433	Payment for Laboratory Services
140.365	Base Year Costs (Recodified)	140.434	Record Requirements for Independent Laboratories
140.366	Restructuring Adjustment (Recodified)	140.435	Nurse Services
140.367	Inflation Adjustment (Recodified)	140.436	Limitations on Nurse Services
140.368	Volume Adjustment (Repealed)	140.440	Pharmacy Services
140.369	Groupings (Recodified)	140.441	Pharmacy Services Not Covered
140.370	Rate Calculation (Recodified)	140.442	Prior Approval of Prescriptions
140.371	Payment (Recodified)	140.443	Filling of Prescriptions
140.372	Review Procedure (Recodified)	140.444	Compounded Prescriptions
140.373	Utilization (Repealed)	140.445	Prescription Items (Not Compounded)
140.374	Alternatives (Recodified)	140.446	Over-the-Counter Items
140.375	Exemptions (Recodified)	140.447	Reimbursement
140.376	Utilization, Case-Mix and Discretionary Funds (Repealed)	140.448	Returned Pharmacy Items
140.390	Subacute Alcoholism and Substance Abuse Services (Recodified)	140.449	Payment of Pharmacy Items
140.391	Definitions (Recodified)	140.450	Record Requirements for Pharmacies
140.392	Types of Subacute Alcoholism and Substance Abuse Services (Recodified)	140.452	Mental Health Clinic Services
		140.453	Definitions
140.394	Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)	140.454	Types of Mental Health Clinic Services
140.396	Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)	140.455	Payment for Mental Health Clinic Services
140.398	Hearings (Recodified)	140.456	Hearings
		140.457	Therapy Services
		140.458	Prior Approval for Therapy Services
		140.459	Payment for Therapy Services
		140.460	Clinic Services
		140.461	Clinic Participation, Data and Certification
		140.462	Covered Services in Clinics
		140.463	Clinic Service Payment
		140.464	Healthy Moms/Healthy Kids Managed Care Clinics
		140.465	Speech and Hearing Clinics (Repealed)
		140.466	Rural Health Clinics
		140.467	Independent Clinics
		140.469	Hospice
		140.470	Home Health Services
		140.471	Home Health Covered Services
		140.472	Types of Home Health Services
		140.473	Prior Approval for Home Health Services
		140.474	Payment for Home Health Services
		140.475	Medical Equipment, Supplies and Prosthetic Devices
		140.476	Medical Equipment, Supplies and Prosthetic Devices for Which Payment Will Not Be Made
		140.477	Limitations on Equipment, Supplies and Prosthetic Devices
		140.478	Prior Approval for Medical Equipment, Supplies and Prosthetic Devices
		140.479	Limitations, Medical Supplies
		140.480	Equipment Rental Limitations

SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section	
140.400	Payment to Practitioners, Nurses and Laboratories
140.410	Physicians' Services
140.411	Covered Services By Physicians
140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
140.416	Optometric Services and Materials
140.417	Limitations on Optometric Services
140.418	Department of Corrections Laboratory
140.420	Dental Services
140.421	Limitations on Dental Services
140.422	Requirements for Prescriptions and Dispensing Items of Pharmacy Items - Dentists
140.425	Podiatry Services
140.426	Limitations on Podiatry Services
140.427	Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

140.481 Payment for Medical Equipment, Supplies and Prosthetic Devices
 140.482 Family Planning Services
 140.483 Limitations on Family Planning Services
 140.484 Payment for Family Planning Services
 140.485 Healthy Kids Program
 140.486 Limitations on Medichex Services (Repealed)
 140.487 Healthy Kids Program Timeliness Standards
 140.488 Periodicity Schedule, Immunizations and Diagnostic Laboratory Procedures
 140.490 Medical Transportation
 140.491 Limitations on Medical Transportation
 140.492 Payment for Medical Transportation
 140.495 Psychological Services
 140.496 Payment for Psychological Services
 140.497 Hearing Aids
 140.500 Group Care Services
 140.502 Cessation of Payment at Federal Direction
 140.503 Cessation of Payment for Improper Level of Care
 140.504 Cessation of Payment Because of Termination of Facility
 140.505 Continuation of Payment Because of Threat To Life
 140.506 Provider Voluntary Withdrawal
 140.507 Continuation of Provider Agreement
 140.510 Determination of Need for Group Care
 140.511 Long Term Care Services Covered by Department Payment
 140.512 Utilization Control
 140.513 Utilization Review Plan (Repealed)
 140.514 Certifications and Recertifications of Care
 140.515 Management of Recipient Funds--Personal Allowance Funds
 140.516 Recipient Management of Funds
 140.517 Correspondent Management of Funds
 140.518 Facility Management of Funds
 140.519 Use or Accumulation of Funds
 140.520 Management of Recipient Funds--Local Office Responsibility
 140.521 Room and Board Accounts
 140.522 Reconciliation of Recipient Funds
 140.523 Bed Reserves
 140.524 Cessation of Payment Due to Loss of License
 140.525 Quality Incentive Program (QUIP) Payment Levels
 140.526 Quality Incentive Standards and Criteria for the Quality Incentive Program (QUIP) (Repealed)
 140.527 Quality Incentive Survey (Repealed)
 140.528 Payment of Quality Incentive (Repealed)
 140.529 Reviews (Repealed)
 140.530 Basis of Payment for Long Term Care Services
 140.531 General Service Costs

140.532 Health Care Costs
 140.533 General Administration Costs
 140.534 Ownership Costs
 140.535 Costs for Interest, Taxes and Rent
 140.536 Organization and Pre-Operating Costs
 140.537 Payments to Related Organizations
 140.538 Special Costs
 140.539 Nurse's Aide Training and Testing
 140.540 Costs Associated With Nursing Home Care Reform Act and Implementing Regulations
 140.541 Salaries Paid to Owners or Related Parties
 140.542 Cost Reports-Filing Requirements
 140.543 Time Standards for Filing Cost Reports
 140.544 Access to Cost Reports (Repealed)
 140.545 Penalty for Failure to File Cost Reports
 140.550 Update of Operating Costs
 140.551 General Service Costs
 140.552 Nursing and Program Costs
 140.553 General Administrative Costs
 140.554 Component Inflation Index
 140.555 Minimum Wage
 140.560 Components of the Base Rate Determination
 140.561 Support Costs Components
 140.562 Nursing Costs
 140.563 Capital Costs
 140.565 Koshier Kitchen Reimbursement
 140.566 Out-of-State Placement
 140.567 Level II Incentive Payments (Repealed)
 140.568 Duration of Incentive Payments (Repealed)
 140.569 Clients With Exceptional Care Needs
 140.570 Capital Rate Component Determination
 140.571 Capital Rate Calculation
 140.572 Total Capital Rate
 140.573 Other Capital Provisions
 140.574 Capital Rates for Rented Facilities
 140.575 Newly Constructed Facilities (Repealed)
 140.576 Renovations (Repealed)
 140.577 Capital Costs for Rented Facilities (Renumbered)
 140.578 Property Taxes
 140.579 Specialized Living Centers
 140.580 Mandated Capital Improvements (Repealed)
 140.581 Qualifying as Mandated Capital Improvement (Repealed)
 140.582 Cost Adjustments
 140.583 Campus Facilities
 140.584 Illinois Municipal Retirement Fund (IMRF)
 140.590 Audit and Record Requirements
 140.642 Screening Assessment for Long Term Care and Alternative Residential Settings and Services
 140.643 In-Home Care Program

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

140.645 Medical and In-Home Care for Disabled Persons Under Age 21 (Model Waiver)
 140.646 Reimbursement for Developmental Training (DT) Services for Individuals with Developmental Disabilities Who Reside in Long Term Care (ICF AND SNF) and Residential (ICF/MR) Facilities
 140.647 Description of Developmental Training (DT) Services
 140.648 Determination of the Amount of Reimbursement for Developmental Training (DT) Programs
 140.649 Effective Dates of Reimbursement for Developmental Training (DT) Programs
 140.650 Certification of Developmental Training (DT) Programs
 140.651 Decertification of Day Programs
 140.652 Terms of Assurances and Contracts
 140.680 Effective Date Of Payment Rate
 140.700 Discharge of Long Term Care Residents
 140.830 Appeals of Rate Determinations
 140.835 Determination of Cap on Payments for Long Term Care (Repealed)

SUBPART F: MEDICAID PARTNERSHIP PROGRAM

Section

140.850 General Description
 140.855 Definition of Terms
 140.860 Covered Services
 140.865 Sponsor Qualifications
 140.870 Sponsor Responsibilities
 140.875 Department Responsibilities
 140.880 Provider Qualifications
 140.885 Provider Responsibilities
 140.890 Payment Methodology
 140.895 Contract Monitoring
 140.896 Reimbursement For Program Costs (Active Treatment) For Clients In Long Term Care Facilities For The Developmentally Disabled (Recodified)

SUBPART G: HEALTHY MOMS/HEALTHY KIDS PROGRAM

Section

140.900 Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
 140.901 Functional Areas of Needs (Recodified)
 140.902 Service Needs (Recodified)
 140.903 Definitions (Recodified)
 140.904 Times and Staff Levels (Repealed)
 140.905 Statewide Rates (Repealed)
 140.906 Reconsiderations (Recodified)
 140.907 Midnight Census Report (Recodified)
 140.908 Times and Staff Levels (Recodified)
 140.909 Statewide Rates (Recodified)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

140.910 Referrals (Recodified)
 140.911 Basic Rehabilitation Aide Training Program (Recodified)
 140.912 Interim Nursing Rates (Recodified)
 140.920 General Description
 140.922 Covered Services
 140.924 Provider Participation
 140.926 Client Eligibility
 140.928 Client Enrollment and Program Components
 140.930 Reimbursement
 140.932 Payment Authorization for Referrals

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

Section
 140.940 Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)

140.942 Definition of Terms (Recodified)
 140.944 Notification of Negotiations (Recodified)
 140.946 Hospital Participation in ICARE Program Negotiations (Recodified)
 140.948 Negotiation Procedures (Recodified)
 140.950 Factors Considered in Awarding ICARE Contracts (Recodified)
 140.952 Closing an ICARE Area (Recodified)
 140.954 Administrative Review (Recodified)
 140.956 Payments to Contracting Hospitals (Recodified)
 140.958 Admitting and Clinical Privileges (Recodified)
 140.960 Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)

140.962 Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)

140.964 Contract Monitoring (Recodified)
 140.966 Transfer of Recipients (Recodified)
 140.968 Validity of Contracts (Recodified)
 140.970 Termination of ICARE Contracts (Recodified)
 140.972 Hospital Services Procurement Advisory Board (Recodified)
 140.980 Elimination Of Aid To The Medically Indigent (AMI) Program
 140.982 Elimination Of Hospital Services For Persons Age Eighteen (18) And Older And Persons Married And Living With Spouse, Regardless Of Age

Medichex Recommended Screening Procedures (Repealed)

Health Service Areas

Capital Cost Areas

Schedule of Dental Procedures

Time Limits for Processing of Prior Approval Requests

Podiatry Service Schedule

Travel Distance Standards

Areas of Major Life Activity

Staff Time and Allocation for Training Programs (Recodified)

HSA Grouping (Repealed)

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

TABLE K
Services Qualifying for 10% Add-OnTABLE 6
Services Qualifying for 10% Add-On to Surgical Incentive Add-On

TABLE M Enhanced Rates for Healthy Moms/Healthy Kids Provider Services

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 § 1/2, par. 6503-1 et seq.) [20 ILCS 2215/Art. III] and implementing and authorized by Articles III, IV, V, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13) [305 ILCS 5/Arts. III, IV, V, VII, and 5/12-13].

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10067, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 29, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 29, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 14030, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg.

Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 638, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.Table H and 140.Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.Table A and 147.Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1998, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. 5718, effective April 10, 1989; amended at 13 Ill. Reg. 7025, effective April 24, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 18057, effective October 12, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6220, effective April 18, 1991; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264,

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16355, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992; amended at 16 Ill. Reg. 10050, effective June 5, 1992; amended at 16 Ill. Reg. 11174, effective June 26, 1992; expedited correction at 16 Ill. Reg. 11348, effective March 20, 1992; emergency amendment at 16 Ill. Reg. 11947, effective July 10, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12186, effective July 24, 1992; emergency amendment at 16 Ill. Reg. 13337, effective August 14, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 15109, effective September 21, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 15561, effective September 30, 1992; amended at 16 Ill. Reg. 17302, effective November 2, 1992; emergency amendment at 16 Ill. Reg. 18097, effective November 17, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19146, effective December 1, 1992; amended at 16 Ill. Reg. 19879, effective December 7, 1992; amended at 17 Ill. Reg. 837, effective January 11, 1993; amended at 17 Ill. Reg. 1112, effective January 15, 1993; amended at 17 Ill. Reg. 2290, effective February 15, 1993; amended at 17 Ill. Reg. 2951, effective February 17, 1993; amended at 17 Ill. Reg. 3421, effective February 19, 1993; amended at 17 Ill. Reg. 6196, effective April 5, 1993; amended at 17 Ill. Reg. 6839, effective April 21, 1993; amended at 17 Ill. Reg. 7004, effective May 17, 1993; expedited correction at 17 Ill. Reg. 11201, effective December 1, 1992; emergency amendment at 17 Ill. Reg. 11201, effective July 1, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 15162, effective September 2, 1993, for a maximum of 150 days; emergency amendment at 17 Ill. Reg. 18152, effective October 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 18571, effective October 8, 1993; emergency amendment at 17 Ill. Reg. 18611, effective October 1, 1993, for a maximum of 150 days; emergency amendment suspended effective October 12, 1993; amended at 17 Ill. Reg. 20999, effective November 24, 1993; emergency amendment repealed at 17 Ill. Reg. 22583, effective December 20, 1993; amended at 18 Ill. Reg. 3620, effective February 28, 1994; amended at 18 Ill. Reg. 4250, effective March 4, 1994; amended at 18 Ill. Reg. 5951, effective April 1, 1994; amended at 18 Ill. Reg. 11244, effective July 1, 1994; amended at 18 Ill. Reg.

14126, effective **AUG 29 1994**

Section 140.24 Payment Procedures

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

a) Payment of valid claims will be made by a State warrant (check) issued through the Office of the State Comptroller. Payments for services rendered by medical providers will only be mailed to:

- 1) The provider's service address; or
- 2) The provider's (individual practitioner/sole proprietorship) residency; or

3) The provider's designated alternate address; or

- 4) The address of the provider's designated alternate payee pursuant to subsection (c); or

5) The address of the entity specified according to an arrangement under Section 140.27(c) or (d).

b) A long term care facility and its corporate or partnership owner may request the facility's warrant be sent directly to the business address of the corporate or partnership owner. The Department's approval of this type of request will be given only if the owner(s) has a minimum of four facilities which are located within Illinois and which are enrolled with the Department. After approval is given the warrant will be issued in the name of the facility but sent to the business address of the corporate or partnership owner rather than the facility.

c) The Department shall permit individual practitioners to designate an alternate payee if one of the following conditions is met:

- 1) The medical practitioner has a contractual/salary arrangement, as a condition of employment with a hospital or professional school.
- 2) The medical practitioner is part of a practitioner owned group practice consisting of three or more full-time licensed practitioners or the equivalent thereof.
- 3) The medical practitioner is employed by a practitioner who requires, as a condition of employment, that the fees be turned over to the employer.

(Source: Amended at 18 Ill. Reg. 14126, effective AUG-29-1994)

Section 140.27 Assignment of Vendor Payments

a) Except as provided in ~~subsections (b) and (c) below~~ this Section, vendor payments and the right to receive such payments are absolutely inalienable by assignment, sale, attachment, garnishment or otherwise.

b) A medical vendor may use his right to receive vendor payments as collateral for loans from banks, credit unions, and savings and loan associations chartered under or trust companies issued certificates of authority under Chapter 205 of the Illinois Compiled Statutes, ~~if--of the Illinois Revised Statutes~~ provided that such arrangements:

- 1) shall not require the Department to issue the payment directly to any person of entity other than the vendor; and
- 2) shall not constitute any activities prohibited by the provisions of 42 U.S.C.A. 1396(a)(32) (1983) and Section 140.26 ("Payment to Factors Prohibited").

c) A medical vendor or other vendor or service provider may assign, reassign, sell, pledge or grant a security interest in any such financial aid, vendor payment or money payments of grants he/she has a right to receive to the Illinois Health Facilities Authority in connection with any financing program undertaken by such Authority, or to an agent or trustee accepting, accomplishing, effectuating or realizing upon any such assignment, reassignment, sale, pledge or grant on such Authority's behalf; and such arrangements may provide that the Department shall issue the payment directly to the Illinois Health Facilities Authority or to any such agent or trustee.

d) A medical vendor that is a governmental entity or is exempt from income reporting under Section 1.6041-3(c) of the federal income tax regulations (26 CFR 1.6041-3(c)) and that provides Healthy Kids Program services under Section 140.485(d) may assign its interest in payment from the Department to a local school district with which the provider has an arrangement to provide such services. Under such assignment, with Department approval, payment will be made directly to the school district.

(Source: Amended at 18 Ill. Reg. 14126, effective AUG-29-1994)

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

1) The Heading of the Part: Certificate of Certified Public Accountant

2) Code Citation: 23 Ill. Adm. Code 1300

<u>Section Numbers:</u>	<u>Adopted Action:</u>
1300.10	Amendment
1300.20	Amendment
1300.30	Amendment
1300.40	Repeal
1300.50	Amendment
1300.60	Amendment
1300.70	Amendment
1300.100	Amendment
1300.120	Amendment
1300.130	Amendment
1300.140	Amendment
1300.150	Amendment
1300.160	Amendment
1300.170	Amendment
1300.180	Amendment
1300.190	Amendment

4) Statutory Authority: Illinois Public Accounting Act.225 ILCS 450/0.01

5) Effective Date of Rule(S) (Amendments, Repealer): August 26, 1994

6) Does this rulemaking contain an automatic repeal date?

NO

7) Does this rule (amendment, repealer) contain incorporations by reference?

NO

8) Date Filed in Agency's Principal Office: August 19, 1994

9) Notice(s) of Proposal Published in Illinois Register:

April 8, 1994, 18 Ill. Reg. 5515

10) Has JCAR issued a statement of Objections to this (these) rule(s)? NO

11) Difference(s) between proposal and final version:

Section 1300.20: In a) and d) "These Regulations" was changed to "this part."

Section 1300.30: "Of Examiners" was added after "Board."

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

Section 1300.160: In a) "A detailed schedule of fees, not to exceed \$200.00 per candidate, shall be published from time to time by the Board" was stricken. The table of fees that was stricken was added.

Section 1300.190: In b) "Study in residence or correspondence schools which specialize in business training shall also be accepted by the University, provided such schools submit proof that at least 50 percent of their courses offered in accounting are taught by certified public accountants." was changed to "2) credit earned at a business school or college of business within the educational institution that is accredited by the American Assembly of Collegiate Schools of Business (AACSB), or 3) Association of Collegiate Business Schools and Programs (ACBSP)."

Section 1300.100: "of Examiners" was added after "Board."

Section 1300.120: "Ill. Rev. Stat. 1991, Ch. 111, par. 5502" was added.

Section 1300.130: "The Examination shall be in Accounting, Auditing and such other subjects as determined by the Board" was changed to "The Examination may include, but shall not be limited to Auditing, Accounting and Reporting, Financial Accounting and Reporting, and Business Law and Professional Responsibility."

Section 1300.160: In a) "of Examiners to the University Committee" was added after "Grades shall be certified by the Board."

In b)2) "...subjects failed at any of the six examinations..." was changed to "...subjects failed at any three of the six examinations..."

In e) 1) B) "American Institute of Certified Public Accountants" was added before "(AICPA)."

Section 1300.190: In a) "...and any other information which the Board considers appropriate" was changed to "...and any other information which committee considers appropriate".

In b) "on file" was added after "candidates."

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

NOTE: There were technical corrections. However, they are too numerous to list.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? YES

- 13) Will this rule (amendments, repealer) replace an emergency rule (amendment, repealer) currently in effect? NO

- 14) Are there any amendments pending on this part? NO
Section Numbers Proposed Action
Illinois Register Citation

- 15) Summary and Purpose of Rule (s) (Amendments, Repealer):

Under the Illinois Public Accounting Act the Board of Examiners has the responsibility for determining the qualifications of those who receive the Certificate of Certified Public Accountant. The Board is required to screen applicants for admittance to the C.P.A. examination, conduct and score the examination and issue certificates to successful candidates. In addition, the Board acts on applications for Illinois certification of C.P.A.'s and candidates from other jurisdictions. The Members of Board of Examiners are nominated by the President of the University and approved by the Board of Trustees.

- 16) Information and questions regarding these adopted rules shall be directed to:

Linda Sargent
Executive Director of Board of Examiners
on Accountancy
University of Illinois
10 Henry Administration Building
506 South Wright Street
Urbana, Illinois 61801

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER V: BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

PART 1300

CERTIFICATE OF CERTIFIED PUBLIC ACCOUNTANT

Section 1300.10	Appointment---to---the---University---Committee---on---Accountancy Administrative Functions
1300.20	Duties of the University-Committee-on-Accountancy Board of Examiners
1300.30	Appointment of the Board of Examiners
1300.40	Terms of Office of the Board of Examiners (Repealed)
1300.50	Organization and Compensation of the Board of Examiners
1300.60	Filing of the Application and Payment of Fees
1300.70	Rebate of Fees
1300.80	The High School Requirement (Repealed)
1300.90	The Educational Requirement
1300.100	Examinations-General
1300.110	Examinations-Advertising
1300.120	Examinations-Frequency
1300.130	Examinations-Scope
1300.140	Examinations-Length
1300.150	Examinations-Preparations and Grading
1300.160	Grading Scale, Condition Candidates, Transfer of Credits, Reciprocity and Out-of-State Candidates
1300.170	Failure in All Subjects-Re-examination
1300.180	C.P.A. Certificate-Awarding
1300.190	Retention of Records
1300.200	Disposition of Fees
1300.210	Revocation of C.P.A. Certificates (Repealed)
1300.220	Restoration of C.P.A. Certificates (Repealed)

AUTHORITY: Implementing, and authorized by Section 26 of, the Illinois Public Accounting Act (Ill. Rev. Stat. 1991, ch. 111, pars. 5500.01 et seq.) [225 ILCS 450].

SOURCE: Emergency rule at 5 Ill. Reg. 276, effective December 15, 1980, for a maximum of 150 days; adopted at 5 Ill. Reg. 8303, effective July 31, 1981; emergency amendment at 7 Ill. Reg. 7342, effective June 1, 1983, for a maximum of 150 days; codified at 8 Ill. Reg. 3342; amended at 8 Ill. Reg. 24720, effective December 12, 1984; amended at 10 Ill. Reg. 4237, effective February 21, 1986; amended at 18 Ill. Reg. 14143, effective AUG 26 1994.

Section 1300.10 ~~Appointment--to--the--University--Committee--on--Accountancy~~
~~Administrative Functions~~

The administrative functions of the University of Illinois under the Illinois

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

Public Accounting Act as amended shall be performed by a ~~Committee on~~ Accountancy appointed by and responsible to the President of the University; an Executive Director and a Deputy Director of the Board of Examiners, appointed by and responsible to the Board.

(Source: Amended 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.20 Duties of the University Committee on Accountancy Board of Examiners

- a) ~~This Committee (Committee on Accountancy)~~ The Board of Examiners (hereinafter called the Board) shall receive all applications for examinations under the Act, shall examine all evidence submitted in support of or in opposition to such applications, and shall issue ~~cards~~ letters of admission to the examinations signed by the Secretary of the Committee and designating the date and place of the examinations to applicants who have satisfied all requirements of the Act and these Regulations this Part.
- b) ~~This Committee~~ The Board shall designate the times and places of all examinations under the Act, shall ~~advertise~~ have the University advertise the same according to the provisions of the law, and shall arrange for the conduct of such examinations.
- c) ~~This Committee~~ The Board shall arrange for an adequate supply of the examination questions to be delivered to the ~~Board of Examiners~~ in examination sites and placed in a secure location until time for use at the examinations as advertised.
- d) ~~This Committee~~ The Board shall receive the ~~reports of the~~ grades of all candidates who have taken the examinations under this Act ~~from the Board of Examiners~~ and shall certify to the President of the University the names of the candidates who attain passing grades and satisfy the other qualifications prescribed by the Act and these Regulations this Part.
- e) ~~This Committee~~ The Board shall receive all applications for the C.P.A. certificate filed under Section 5 of the Act, shall examine all evidence submitted in support of or in opposition to such applications, and shall certify to the President of the University ~~those applicants~~ those applicants who comply with the provisions of this Section.
- f) ~~This Committee~~ The Board shall receive all applications for the C.P.A. certificate filed under Section 1300.160(d) of this Part, shall examine all evidence submitted in support of or in opposition to ~~their~~ the applications, ~~shall submit a summary of such evidence to the Board of Examiners for review~~ and shall certify to the President ~~the names of the University~~ the names of the applicants whose qualifications have been determined by the ~~Board of Examiners~~ Board of Examiners to comply with the provisions of the Act and this Part.
- g) ~~This Committee shall receive and certify all statements of expenses of the Board of Examiners~~ The fees collected under this Part will be deposited with the University and the University shall be

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

responsible for payment of all expenses incident to this Act. The Executive Director shall certify all statements of expenses and fees of the Board.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.30 Appointment of the Board of Examiners

~~The Board of Examiners for the examination of candidates for the certificate of Certified Public Accountant under Section 2 of the Act shall consist of five members.~~ The members of this Board of Examiners, having the qualifications as specified in Section 2 of the Act, shall be nominated by the President of the University and approved by the Board of Trustees and vacancies shall be filled in like manner.

(Source: Amended 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.40 Terms of Office of the Board of Examiners (Repealed)

~~The term of office of Examiners shall be according to the provisions of Section 2 of the Act. Any Board member who has served as a member for six consecutive years shall not be eligible for reappointment until two years after the end of the term in which the sixth consecutive year of service occurred. (Ill. Rev. Stat., 1993 Ch. 117, par. 5502)~~

(Source: Repealed at 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.50 Organization and Compensation of the Board of Examiners

- a) The Board of Examiners shall elect a chairman and a vice-chairman. ~~one shall have principal responsibility for supervising the Chicago area examinations, and the other shall have principal responsibility for supervising the downstate examinations.~~ The chairman shall be responsible for preparing the reports of the examinations for submission to the University. ~~the other three members of the Board shall assist in the administration of the examinations as directed by the chairman.~~
- b) At least one Board member shall supervise each examination site.
- c) Members of the Board of Examiners shall be reimbursed for travel according to the rates approved by the Higher Education Travel Control Board of Illinois (80 Ill. Adm. Code 2900) and other necessary expenses including charges for the services of deputies and shall receive an honorarium as follows for conducting each examination and for all other services rendered in performing the duties imposed upon them by the Act: chairman and vice-chairman, \$1750; \$4,500; other members, \$17250; \$4,000, both to be adjusted annually for cost of

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

Living using United States Department of Labor, Bureau of Labor Statistics, Consumer Price Index Detailed Report for Urban Consumers. Deputies of the Board will receive an honorarium of \$1,500 for conducting each examination and expenses incurred in connection with the examination. The Deputy honorarium is also to be adjusted annually for cost of living using United States Department of Labor, Bureau of Labor Statistics, Consumer Price Index Detailed Report for Urban Consumers.

(Source: Amended 18 Ill. Reg. **14143**, effective **AUG 26 1994**)

Section 1300.60 Filing of the Application and Payment of Fees

a) Applicants for the examinations for the C.P.A. certificate under the Act shall file their applications with the Committee on Accountancy at Urbana-Champaign Board together with official transcripts of academic records to establish their eligibility. The proper fee established by the University as authorized in Section 6 of the Act must accompany each application for examination, re-examination, reciprocity and transfer of examination grades. The schedule of fees shall be as follows:

- 1) Candidate writing for the first time \$160.00
- 2) Candidate transferring conditional credit from another jurisdiction 160.00
- 3) Candidate for re-examination in all subjects 125.00
- 4) Candidate writing three half-day sessions 100.00
- 5) Candidate writing two half-day sessions 85.00
- 6) Candidate writing one half-day session 70.00
- 7) Candidate from another jurisdiction being proctored in Illinois 75.00
- 8) Application for certificate under Section 5 of the Act 150.00
- 9) Application for certificate by complete transfer of examination grades pursuant to Section 1300.60(d) 150.00

b) The Committee Board shall establish and collect a fee of 25¢ \$25 per page for letter and legal size copies as reimbursement for the cost of production, handling and shipping of lists and mailing labels of the names and addresses of successful candidates and lists of names and

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

addresses of applicants for examinations released as public information under the provision of Section 2 of the Act.

(Source: Amended at 18 Ill. Reg. **14143**, effective **AUG 26 1994**)

Section 1300.70 Rebate of Fees

- a) Fifty percent only of the prescribed fee shall be returned to any applicant whose credentials have been submitted and examined but who is found not qualified to take the examination.
- b) Fifty percent only of the prescribed fee shall be returned to any applicant who fails to attend the examination provided notification that the applicant will not be present is received by the Committee in writing by the Board at least thirty calendar days prior to the beginning of the examination.
- c) No fee shall be returned to any applicant who is present at the examination and withdraws for any reason after the beginning of the examination.
- d) The fee paid by a candidate from another jurisdiction who is being proctored in Illinois shall be non-refundable non-refundable.
- e) In hardship cases, where applicants for the examination are prevented from attending for such reasons as unexpected illness, death in the immediate family, or call to active duty in the military service, fifty percent only of the fee may be returned provided that under the circumstances it was not possible for the applicants to notify the Committee Board at least thirty calendar days prior to the beginning of the examination that they could not be present. Requests under this Section must be accompanied by proof of the hardship (i.e., doctor's verification, obituary notice, copy of military orders).
- f) Fifty percent only of the prescribed fee shall be returned to applicants for certificates under the provisions of Section 5 of the Act or Section 1300.160(d) whose credentials have been submitted and examined but who are found not qualified for Illinois C.P.A. certificates.

(Source: Amended at 18 Ill. Reg. **14143**, effective **AUG 26 1994**)

Section 1300.90 The Educational Requirement

- a) As provided in Section 3 of the Act, a candidate for the Illinois C.P.A. Examination must have successfully completed 120 semester hours (400 quarter hours) of acceptable credit of which 27 semester hours (40.5 quarter hours) shall be in the study of Accounting and Business Law provided not more than 6 semester hours (9 quarter hours) shall be in Business Law. Candidates may apply to take the C.P.A. Examination during their final term semester or quarter but must meet the educational requirements at the time the examination is

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

given- to be admitted to take the examination given before January 1, 2001, a candidate for the Illinois C.P.A. examination must have successfully completed at least 120 semester hours of acceptable credit. Of the semester hours accepted by the Board, at least 27 semester hours shall be in the study of accounting, auditing and business law, provided not more than 6 semester hours shall be in business law. Candidates may apply to take the C.P.A. Examination during their final term, semester or quarter, but must meet the educational requirements at the time the examination is given.

[illegible]

- 1) credit earned from a college or university which is a candidate for or is accredited by a regional accrediting association which is a member of the Council on Postsecondary Accreditation (COPA),
- 2) credit earned at a business school or college of business within the educational institution that is accredited by the American Assembly of Collegiate Schools of Business (AACSB), or
- 3) Association of Collegiate Business Schools and Programs (ACBSP).

3) Association of Collegiate Business Schools and Programs (ACBSP).

3) Association of Collegiate Business Schools and Programs (ACBSP).

c) To be admitted to take the examination for the first time after January 1, 2001, a candidate for the Illinois CPA examination must have successfully completed at least 150 semester hours of acceptable credit including a baccalaureate or higher degree. The semester hours accepted by the Board must include an accounting concentration or its equivalent. A candidate will be deemed to have met the education requirement if, as part of the 150 semester hours of education or equivalent as determined by the Board, he or she has met any one of the four conditions listed in (b)(1) through (4) below. With each of the conditions listed below, accounting hours do not include business law, and no more than six semester hours of accounting may be obtained through internships or life-experience.

- 1) Earned a graduate degree with a concentration in accounting from a program that is accredited in accounting by an accrediting agency recognized by the Board.
- 2) Earned a graduate degree from a program that is accredited in business by an accrediting agency recognized by the Board and completed at least 24 semester hours in accounting at the undergraduate level or 15 semester hours at the graduate level of equivalent combination thereof, including courses covering the subjects of financial accounting, auditing, taxation, and management accounting.
- 3) Earned a baccalaureate degree from a program that is accredited in business by an accrediting agency recognized by the Board and completed 24 semester hours in accounting at the undergraduate or

2) Earned a graduate degree from a program that is accredited in business by an accrediting agency recognized by the Board and completed at least 24 semester hours in accounting at the undergraduate level or 15 semester hours at the graduate level of equivalent combination thereof, including courses covering the subjects of financial accounting, auditing, taxation, and management accounting.

- 3) Earned a baccalaureate degree from a program that is accredited in management accounting.
in business by an accrediting agency recognized by the Board and
completed 24 semester hours in accounting at the undergraduate or

graduate level, including courses covering the subjects of financial accounting, auditing, taxation, and management accounting, and completed at least 24 semester hours of business courses, or substantially equivalent (other than accounting courses, at the undergraduate or graduate level.

- 4) Earned a baccalaureate or higher degree from an accredited educational institution or other institution recognized by the Board, including at least 24 semester hours of accounting at the undergraduate and/or graduate level with at least one course each in financial accounting, auditing, taxation, and management accounting and at least 24 semester hours in business courses or substantially equivalent (other than accounting) courses at the undergraduate or graduate level.

- d) For all purposes above, the formula for conversion of semester hours to quarter hours is 1 semester hour times 1.5 equals 1 quarter hour.

(Source: Amended at 18 Ill. Reg. 14143, effective
AUG 26 1994)

Section 1300.100 Examinations-General

Examinations as prescribed in the Act shall be held by the Board of Examiners at the times and places determined by the University-Committee that have been determined.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.120 Examinations-Frequency

The examinations shall be given at least twice a year. (Ill. Rev. Stat. 1989 1991, ch. 111, par. 5502) [225 ILCS 450/3]

(Source: Amended at 18 Ill. Reg. 14143, effective
AUG 26 1994)

Section 1300.130 Examinations-Scope

The examination shall be in the following four subjects:--Accounting-Practitioner Auditing-Treasury of Accounts-and-Business-Law The examination may include, but shall not be limited to, Auditing, Accounting and Reporting, Financial Accounting and Reporting, and Business Law and Professional Responsibility. The candidate must be examined in all subjects on the initial examination and thereafter except when credit has been granted for passing certain subjects as provided in Section 2 of the Act.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994)

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

Section 1300.140 Examinations-Length

The time allotted to the examination in each subject shall be determined by the University-Committee Board and shall be printed on the examination questions permits.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.150 Examinations-Preparations and Grading

The Board of-Examiners has adopted and makes use of the Uniform Certified Public Accountants Examinations and grading system of the American Institute of Certified Public Accountants.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994)

Section 1300.160 Grading Scale, Condition Candidates, Transfer of Credits, Reciprocity and Out-of-State Candidates

a) Grading Scale. The examination papers shall be graded on the scale of 100. The passing grade in each subject is 75. Grades shall be certified by the Board of Examiners to the University Committee. The list of successful candidates shall be certified to the President of the University by the University-Committee.

b) Condition Candidates

- 1) A candidate under Section 2 of the Act may acquire condition in the subject or subjects failed by
 - A) passing any two subjects or-Accounting-Practice-only; and
 - B) obtaining a grade of not less than 50 in each subject failed.

- 2) Candidates who achieve condition standing shall be credited with the subject or subjects in which they received passing grades and may upon application and the payment of the required examination fee appear for re-examination in the subject or subjects failed at any three of the six examinations next succeeding the examination at which they qualified for such partial re-examination. When candidates present themselves for re-examination, they must write on all subjects in which they then have failing grades. To obtain credit for a subject or subjects passed upon any re-examination, condition candidates must obtain a grade of not less than 50 in each subject failed in any such re-examination.

- 3) If on re-examination, the candidates pass in the subject or subjects in which they previously failed, they shall be eligible for the C.P.A. certificate; if they fail to pass the remaining subject or subjects within the time provided, they shall revert to the status of new applicants and shall be required to write

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

the entire examination.

- 4) The time limitation within which a candidate is required to pass subjects under this rule shall not include any period during which the applicant serves in the armed forces of the United States.

- 5) The fee schedule for conditioned candidates shall be as stated in Section 1300.60 of this Part.

c) Transfer of Credits from Another State

- 1) A person who has written as a candidate in another state and who has passed part of the examination in such other state may write as a condition candidate in Illinois

- A) if the educational requirements of the Illinois statute have been met; and

- B) provided the applicant would qualify as a condition candidate if the examination in such other state had been written in Illinois.

- 2) A candidate who applies for a transfer of credits from another state shall pay a the fee of-5160-00 in force upon submission of the initial application to write as an Illinois candidate; thereafter the fee shall be the same as for other condition candidates.

d) Transfer of Credits by Candidate Who Has Passed the Examination in Another State

- 1) A candidate who has passed the entire examination in another jurisdiction, or has passed a portion of the examination equivalent to the entire Illinois examination, but who is ineligible to obtain a certificate from such other jurisdiction may transfer the credits and receive a certificate in Illinois provided:

- A) the educational requirements of the Illinois statute have been met; and
- B) the applicant would be entitled to an Illinois certificate if the examination had been written under the Illinois statute and rules.

- 2) A The fee of-5150-00 in force must accompany the application for a transfer of credits for the entire examination.

- 3) Transfer of credits shall be accepted if the applicant wrote all subjects on the initial examination, and

- A) passed all subjects, or

- B) passed-any-2-subjects-or-Accounting-Practice-only before May 1994, passed Practice or any two subjects, obtained a grade of at least 50 in each subject failed, and passed the failed subject-sections within 3 three of the 6 next succeeding examinations, or

- C) after May 1994, passed any 2 subjects, obtained a grade of at least 50 in each subject failed, and passed the failed sections within the 6 next succeeding examinations.

e) Certificates by Reciprocity.

- 1) The Board University shall issue a certificate as a certified

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

public accountant, without examination:

A) To any applicant who holds a valid unrevoked certificate as a certified public accountant issued under the laws of any other State or territory of the United States or the District of Columbia provided all requirements of Section 5 of the Act and this Part have been met, or

B) To any foreign accountant who has passed the United States or American Institute of Certified Public Accountants (AICPA) uniform qualifying examination for that jurisdiction acceptable to the Board.

2) A The fee of \$150.00 in force shall be payable by the applicant at the time of filing of the application for a C.P.A. certificate by reciprocity.

f) Out of State Candidates.

Applicants who have been approved as candidates in other jurisdictions shall be allowed to write the examination in Illinois provided the proctoring has been requested and authorized by the boards or officials responsible for administering the examinations in such other jurisdictions. The applicants shall remit ~~nonrefundable~~ non-refundable proctoring fees as prescribed in Section 1300.60 prior to deadlines established by the ~~University-Committee~~ Board.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994.)

Section 1300.170 Failure in All Subjects-Re-examination

Candidates who fail the entire examination may apply for re-examination on all ~~subjects~~ sections at any subsequent examination. A The fee of \$125.00 in force shall be paid for such re-examination.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994.)

Section 1300.180 C.P.A. Certificate-Awarding

Each candidate who satisfies all the requirements and is duly certified as above required, shall receive a certificate designating the recipient as a Certified Public Accountant (C.P.A.). This certificate shall be issued in the name of the University, and shall be signed by the Board and the President of the University, the Secretary of the Board of Trustees and, when issued on the basis of examination, by members of the Board of Examiners.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994.)

Section 1300.190 Retention of Records

a) The ~~Director of Admissions and Records of the Urbana-Champaign campus~~ Board shall preserve for a period of five years all applications submitted by candidates for the C.P.A. examinations and all supporting documents and correspondence relating to the application; shall maintain a permanent record for each applicant admitted to the examinations, which contains information concerning the date and place of the examinations, the grades received, the condition status of candidates qualifying under Section 1300.160, the certificate number and date of issuance for candidates qualifying under Section 2 or Section 5 of the Act, and any other information which the Committee considers appropriate; and shall maintain a registry of the names, certificate numbers, and dates of issuance for all persons receiving the Illinois certificate either on the basis of the written examinations or on the basis of reciprocity.

b) The ~~University-Committee~~ Board shall arrange for retention of the ~~keep~~ examination papers of candidates on file for a period of ninety days following the release of the results of the examination.

(Source: Amended at 18 Ill. Reg. 14143, effective AUG 26 1994.)

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

1) Heading of the Part: Applications

2) Code Citation: 92 Ill. Adm. Code 1202

3) Section Numbers: Emergency Action:

1202.40
Amendment

4) Statutory Authority: Implementing Sections 18c-1202 and 18c-2107 and authorized by Section 18c-1202 of the Illinois Commercial Transportation Law (625 ILCS 5/18c-1202 and 5/18c-2107).

5) Effective Date of Amendment: August 24, 1994

6) If this emergency amendment is to expire before the end of the 150 day period, please specify the date on which it is to expire: N/A

7) Date filed in agency's principal office: August 24, 1994

8) Reason for Emergency: Federal preemption of state law.

9) A complete description of the Subjects and Issues involved: HB 2739 was passed by both the U.S. House and Senate on August 8, 1994, and signed by the President on August 23. Section 211 of the bill preempts states from regulating the rates, routes and services of intrastate for-hire motor carriage effective January 1, 1995.

This rule change will allow applicants wishing to commence business prior to January 1 the choice of proceeding to hearing or filing only for temporary authority. (Current rules specify that applications for temporary may not be filed without a concurrent filing for permanent authority.) Temporary authority would be granted unless an intervening petition is filed which establishes that the Intervenor would be substantially harmed by the grant.

The temporary authority would expire on January 1, 1995. With the expiration date and anticipated change in the law, it would be an extreme circumstance in which an Intervenor could show substantial harm.

10) Are there any amendments to this Part pending?: No

11) Statement of Statewide Policy Objectives: This emergency amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

12) The name, address and telephone number of the person to whom information and questions regarding this emergency amendment should be directed:

Kathy Campbell

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62794
217/785-4869

The full text of the Emergency Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

TITLE 92: TRANSPORTATION

CHAPTER III: ILLINOIS COMMERCE COMMISSION

SUBCHAPTER a: COMMERCIAL TRANSPORTATION GENERALLY

PART 1202
APPLICATIONS

Section

- 1202.10 Application for Permanent Authority
 1202.20 Notice of Application for Permanent Authority
 1202.30 Petitions for Leave to Intervene
 1202.40 Temporary Motor Carrier of Property License Application
 EMERGENCY 1202.50 Emergency Temporary Motor Carrier of Property License Application

AUTHORITY: Implementing Sections 18c-1202 and 18c-2107 and authorized by Section 18c-1202 of the Illinois Commercial Transportation Law [625 ILCS 5/18c-1202 and 18c-2107].

SOURCE: Adopted at 11 Ill. Reg. 17528, effective October 15, 1987; amended at 15 Ill. Reg. 17568, effective December 1, 1991; emergency amendment at 18 Ill. Reg. 14157, effective AUG 24 1994, for a maximum of 150 days.

Section 1202.40 Temporary Motor Carrier of Property License Application
EMERGENCY

- a) Public notice of application for temporary authority shall be published in the official state newspaper and the Certificate of Publication must be received by the Commission no more than 30 days after the application has been filed. The published notice must include the docket number assigned to the application by the Commission.
- b) An application for temporary authority cannot ~~may~~ be filed ~~unless~~ with an application for permanent authority ~~has--been--filed--or--is--filed~~ concurrently with the application for temporary authority.
- c) Applications for temporary authority must also be accompanied by the following:
 - 1) the required fee specified in 92 Ill. Adm. Code 1205; and
 - 2) all Shipper Support Statements (Supporting Document SS).
- d) Applications received by the Commission which have not been completed or which are not in accordance with (b) and (c), above, shall be returned to the applicant.
- e) Temporary authority shall not be granted ~~unless~~ if the application provides evidence that ~~substantial~~ economic harm ~~will~~ may result to the supporting shipper or shippers if the temporary authority is not granted. In determining whether ~~substantia~~ economic harm will result the Commission shall consider:
 - 1) the supporting shipper's ability to obtain the needed service

ILLINOIS COMMERCE COMMISSION

NOTICE OF EMERGENCY AMENDMENT

from an existing carrier or carriers;

- 2) whether failure to grant the temporary authority will result in the shipper's loss of a customer or customers, or in a significant loss of business;
 - 3) whether a layoff from the shipper's workforce will result if the temporary authority is not granted; and
 - 4) any other factor(s) which is material and relevant.
- f) The commodities and territory requested in an application for temporary authority must be supported in the accompanying shipper statement or statements.
- g) The applicant shall have 60 days from the issuance of the order granting a temporary authority to file the following with the Commission:
- 1) rates applicable to the full extent of the grant of temporary authority;
 - 2) contracts, if a contract carrier;
 - 3) proof of liability insurance, and any cargo and COD affidavits or bonds/insurance required; and
 - 4) payment of franchise fees for each truck to be operated under the temporary authority.
- h) Failure to submit the above within the specified 60 day period will result in the order granting the temporary authority being vacated and the application being dismissed.
- i) A temporary authority shall be valid for 90 days after the service date of the order granting or denying permanent authority.

(Source: Emergency amendment at 18 Ill. Reg. 14157, effective AUG 24 1994, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL

TO MEET THE OBJECTION OF THE JOINT COMMITTEE OF ADMINISTRATIVE RULES

- 1) Heading of the Part: Hospital Services
- 2) Code Citation: 89 Ill. Adm. Code 148
- 3) Section Number: 148.82
Proposed Action: Amendment
- 4) Date Notice of Proposed Amendments Published in the Register: April 1, 1994 (18 Ill. Reg. 5135)
- 5) Date JCAR Statement of Objection Published in the Register: August 5, 1994 (17 Ill. Reg. 12067)
- 6) Summary of Action Taken by the Agency:

The Joint Committee on Administrative Rules issued an objection to amendments to 89 Ill. Adm. Code 148.82 which were proposed by the Department of Public Aid on April 1, 1994, at 18 Ill. Reg. 5135. The Committee's objection to the proposed amendments specifically states that, "the Department failed to consider the economic burden that this rulemaking will create on the State budget. The Committee further questions the consistency of this rulemaking with the legislative intent of recent Medicaid revisions enacted by the General Assembly."

The Department disagrees with these objections and refuses to modify or withdraw the proposed amendments. The Department does not believe that the amendments to Section 148.82 will create an economic burden on the State budget, or that the amendments pose any inconsistency with the legislative intent of recently enacted revisions to the Medicaid Program.

The Department's proposed amendments to Section 148.82 would permit Medicaid coverage of organ transplant services involving lung transplants and combined heart and lung transplants. Proposal of the amendments was preceded by a lengthy and intensive review by the Department in conjunction with State Medical Advisory Committee (SMAC) subcommittee members, of policies relating to lung transplant, and combined heart and lung transplant services in other states. This research included an evaluation of the relative need for, and success of, such transplantation services by studying the number of procedures performed per year and the survival rates at one year and two years following the transplant procedures, and by assessing the probable needs of Medicaid recipients in Illinois. The research demonstrates that lung transplants and combined heart and lung transplants are an established and successful therapy for patients exhibiting specific disease processes, and the State Medical Advisory Committee has recommended that the Illinois Medicaid Program cover these procedures.

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL

TO MEET THE OBJECTION OF THE JOINT COMMITTEE OF ADMINISTRATIVE RULES

Hospital reimbursement for transplants covered under the proposed amendments would provide for cost containment through an allinclusive rate for any admission, regardless of the number of days of care required. The rate would be limited to a maximum of 60 percent of the hospital's usual and customary charges to the general public for the same procedure, for three days of pre-operative inpatient work-up and a maximum of 30 consecutive days of post-operative inpatient care. The Department anticipates the need for five lung transplants, and combined heart and lung transplants during Fiscal Year 1995, with total costs of approximately \$600,000. This figure would represent a modest six percent of the funding directed to other covered transplant procedures, which include bone marrow, heart, liver, pancreas, and combined kidney and pancreas transplantation.

In an effort to minimize any potential economic burden of these proposed amendments upon the State budget, the Department studied the payment policies utilized by other states and their Medicaid agencies for transplant services. Reimbursement methods reviewed include payment at the hospital's cost to charge ratio, flat rates, and negotiated rates or 75 percent of the standard inpatient billed charges. The reimbursement method described above is believed to represent the most cost effective approach. Additionally, in projecting cost impact, consideration must be given to the reality of the limited availability of suitable donor organs. The number of transplant procedures covered by the proposed amendments would necessarily be restricted, and a significant economic impact could not occur.

Recent Medicaid revisions enacted by the General Assembly are intended to implement a medical program (Illinois Mediplan Plus) which increases the availability of services under managed care, improves the quality of medical care, and controls Medicaid costs. Coverage for lung transplants, and combined heart and lung transplants under the proposed amendments is envisioned by the Department as a component of the full scope of services offered by managed care entities. Quality of care will be assured through certification of participant hospitals which must meet clinically appropriate criteria, for the specific transplant procedures undertaken. The Department will monitor transplant centers for continuing adherence to certification criteria, with recertification required annually.

The Department has clearly taken steps to determine that the proposed amendments would provide coverage for transplant services which are an established and appropriate therapy for certain patients, to develop a reimbursement structure for the coverage of services which contains costs to the greatest possible extent, and to ensure that the transplant procedures will be subject to continuing quality control which is in keeping with the recent Medicaid revisions enacted by the General Assembly.

DEPARTMENT OF PUBLIC AID

NOTICE OF REFUSAL

TO MEET THE OBJECTION OF THE JOINT COMMITTEE OF ADMINISTRATIVE RULES

On that basis, the Department refuses to modify or withdraw the proposed amendments in response to the Joint Committee's objection.

DEPARTMENT OF FINANCIAL INSTITUTIONS

NOTICE OF CORRECTION TO PROPOSED RULES

1) Heading of the Part for which proposed rulemaking is being corrected:
Uniform Disposition of Unclaimed Property Act

2) Code Citation: 38 Ill. Adm. Code 180

3) Illinois Register citation to the Notice of Proposed Amendments:
18 Ill. Reg. 12085 August 12, 1994

4) Section being corrected: 180.10

5) The correction being made:

The definition for "Delivery Date" was printed incorrectly.
The correct definition is as follows:

"Delivery Date" as used in Section 180.89 (a)(2) means the date when a report would be deemed received and filed by the Department.

ILLINOIS RACING BOARD

REQUEST FOR EXPEDITED CORRECTION

- 1) Heading of the Part: Pari-Mutuels
- 2) Code Citation: 11 Ill. Adm. Code 405
- 3) Section Numbers: 405.90
- 4) Date Proposal published in Illinois Register:
2/25/94, 18 Ill. Reg. 2838
Issue Date
- 5) Date Adoption published in Illinois Register:
7/29/94, 18 Ill. Reg. 11999
Issue Date
- 6) Summary and Purpose of Expedited Correction:
A filing error resulted in the publication of the rulemaking in the Illinois Register not being identical to the adopted text filed with the Administrative Code. Section 5-85 of the Illinois Administrative Procedure Act authorizes the use of the expedited correction process to correct discrepancies between adopted rule text the text published in the Illinois Register.
In the Register version, changes in Section 405.90 were included; no change in that Section was made in the adopted version. Proposed changes to 405.90 were deleted at Second Notice.
This correction will be deemed effective 7/14/94, the effective date of the rulemaking being corrected.
- 7) Information and questions regarding this request shall be directed to:

Name: Gina DiCaro
Address: Illinois Racing Board
100 West Randolph, Ste. 11-100
Chicago, Illinois 60601
Telephone: 312-814-2600

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Pursuant to 35 Ill. Adm. Code 302.Subpart F, the following water quality criteria have been derived as follows. This listing includes only the water quality criteria that have been used during the period May 1, 1994 through July 31, 1994.

A cumulative listing of criteria as of July 31, 1993 was published in 17 Ill. Reg. 18904, October 29, 1993. Listings of criteria used during subsequent three month periods were published in 18 Ill. Reg. 318, January 7, 1994; 18 Ill. Reg. 4457, March 18, 1994; and 18 Ill. Reg. 8734, June 10, 1994.

Chemical: Acenaphthene
CAS #83-32-9
Acute criterion: 124 ug/l
Chronic criterion: 9.9 ug/l
Date criteria derived: November 14, 1991
Applicable waterbodies:

Not used during this period.

Chemical: Acetone
CAS #67-64-1
Acute criterion: 1,530 mg/l
Chronic criterion: 122 mg/l
Date criteria derived: May 25, 1993
Applicable waterbodies:

Not used during this period.

Chemical: Acetonitrile
CAS #75-05-8
Acute criterion: 375 mg/l
Chronic criterion: 30 mg/l
Date criteria derived: December 7, 1993
Applicable waterbodies:

Not used during this period.

Chemical: Acrylonitrile
CAS #107-13-4
Acute criterion: 910 ug/l
Chronic criterion: 73 ug/l
Human health criterion (HNC): 0.21 ug/l
Date criteria derived: November 13, 1991
Applicable waterbodies:

Not used during this period.

Chemical: Anthracene
CAS #120-12-7
Human health criterion (HTC): 35 mg/l
Date criteria derived: August 18, 1993
Applicable waterbodies:

Not used during this period.

Chemical: Benzene
CAS #71-43-2

ENVIRONMENTAL PROTECTION AGENCY

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

LISTING OF DERIVED WATER QUALITY CRITERIA

Acute criterion: 5,200 ug/l
 Human health criterion (HNC): 21 ug/l
 Date criteria derived: August 15, 1990
 Applicable waterbodies:

Not used during this period.

Chemical: Benzo(a)anthracene
 Human health criterion (HNC): 0.01 ug/l
 Date criteria derived: August 10, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: Benzo(a)pyrene
 Human health criterion (HNC): 0.01 ug/l
 Date criteria derived: August 10, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: Benzo(b)fluoranthene
 Human health criterion (HNC): 0.01 ug/l
 Date criteria derived: August 10, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: Benzo(k)fluoranthene
 Human health criterion (HNC): 0.01 ug/l
 Date criteria derived: August 10, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: Carbon tetrachloride
 Acute criterion: 3,500 ug/l
 Human health criterion (HNC): 1.4 ug/l
 Date criteria derived: June 18, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: Chlorobenzene
 Acute criterion: 993 ug/l
 Date criteria derived: December 11, 1991
 Applicable waterbodies:

Chronic criterion: 416 ug/l

Chemical: Chloroform
 Acute criterion: 1,870 ug/l
 Human health criterion (HNC): 130 ug/l
 Date criteria derived: October 26, 1992
 Applicable waterbodies:

Not used during this period.

Chemical: Chrysene
 Human health criterion (HNC): 0.01 ug/l
 Date criteria derived: August 10, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: 1,2-dichlorobenzene
 Acute criterion: 210 ug/l
 Date criteria derived: December 1, 1993
 Applicable waterbodies:

Not used during this period.

Chemical: 1,3-dichlorobenzene
 Acute criterion: 500 ug/l
 Date criteria derived: July 31, 1991
 Applicable waterbodies:

Not used during this period.

Chemical: 1,2-dichloroethane
 Acute criterion: 24,900 ug/l
 Human health criterion (HNC): 23 ug/l
 Date criteria derived: March 19, 1992
 Applicable waterbodies:

Not used during this period.

Chemical: 1,1-dichloroethylene
 Acute criterion: 3,030 ug/l
 Human health criterion (HNC): 0.95 ug/l
 Date criteria derived: March 20, 1992
 Applicable waterbodies:

Not used during this period.

CAS #67-66-3
 Chronic criterion: 150 ug/l

CAS #218-01-9

CAS #95-50-1
 Chronic criterion: 16.8 ug/l

CAS #541-73-1
 Chronic criterion: 196 ug/l

CAS #107-06-2
 Chronic criterion: 4,540 ug/l

CAS #75-35-4
 Chronic criterion: 242 ug/l

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Chemical: 2,4-dichlorophenol

Acute criterion: 631 ug/l

Date criteria derived: November 14, 1991

Applicable waterbodies:

Not used during this period.

Chemical: 1,2-dichloropropane

Acute criterion: 4,800 ug/l

Date criteria derived: December 7, 1993

Applicable waterbodies:

Not used during this period.

Chemical: 1,3-dichloropropylene

Acute criterion: 99 ug/l

Date criteria derived: November 13, 1991

Applicable waterbodies:

Not used during this period.

Chemical: 4,6-dinitro-o-cresol = 2-methyl-4,6-dinitrophenol CAS #534-52-1

Acute criterion: 28.8 ug/l

Date criteria derived: November 14, 1991

Applicable waterbodies:

Not used during this period.

Chemical: 2,4-dinitrophenol

Acute criterion: 85.3 ug/l

Date criteria derived: December 1, 1993

Applicable waterbodies:

Not used during this period.

Chemical: 2,6-dinitrotoluene

Acute criterion: 1,910 ug/l

Date criteria derived: February 14, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Ethylbenzene

Acute criterion: 216 ug/l

Date criteria derived: August 15, 1990, revised May 17, 1991

Applicable waterbodies:

CAS #120-83-2
Chronic criterion: 83.1 ug/l

CAS #78-87-5
Chronic criterion: 380 ug/l

CAS #542-75-6
Chronic criterion: 7.9 ug/l

CAS #51-28-5
Chronic criterion: 4.07 ug/l

CAS #606-20-2
Chronic criterion: 153 ug/l

CAS #100-41-4
Chronic criterion: 17.2 ug/l

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

05120109-001/off Grape Creek to Vermillion River

05120114-002/off Johnson Creek to Little Wabash River

05120114-023/off Elm Creek to Elm River to Little Wabash River

07110004-004/off Bay Creek to Mississippi River

07110009-002/off East Fork Wood River to Mississippi River

07120003-005/off Little Calumet River to Cal Sag Canal

07120004-011/off Higgins Creek to Des Plaines River

07130007-023/off ditch to South Fork Sangamon River

07130011-014/off drainage to Mauvaise Terre Creek

07140101-006/off drainage to Lake Jubaka to Negro Hollow Creek to Schoenberger Creek

07140106-048/off Casey Fork

CAS #206-44-0

Chemical: Fluoranthene

Human health criterion (HTC): 120 ug/l

Date criteria derived: August 10, 1993

Applicable waterbodies:

Not used during this period.

Chemical: Hexachlorobenzene

CAS #118-74-1

Human health criterion (HNC): 0.00025 ug/l

Date criteria derived: November 15, 1991

Applicable waterbodies:

Not used during this period.

Chemical: Hexachlorobutadiene

CAS #87-68-3

Acute criterion: 34.5 ug/l

Date criteria derived: March 23, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Hexachloroethane

CAS #67-72-1

Acute criterion: 381 ug/l

Human health criterion (HNC): 2.9 ug/l

Date criteria derived: November 15, 1991

Applicable waterbodies:

Not used during this period.

Chemical: Isobutyl alcohol = 2-methyl-1-propanol CAS #78-83-1

Acute criterion: 434 mg/l

Date criteria derived: December 1, 1993

Applicable waterbodies:

Chronic criterion: 34.8 mg/l

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Not used during this period.

Chemical: Methylene chloride

Acute criterion: 17,200 ug/l

Human health criterion (HNC): 340 ug/l

Date criteria derived: January 21, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Methyllethylketone

Acute criterion: 322,000 ug/l

Date criteria derived: July 1, 1992

Applicable waterbodies:

Not used during this period.

Chemical: 4-methyl-2-pentanone

Acute criterion: 46 mg/l

Date criteria derived: January 13, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Naphthalene

Acute criterion: 670 ug/l

Date criteria derived: November 7, 1991

Applicable waterbodies:

Not used during this period.

Chemical: Nitrobenzene

Acute criterion: 15.4 mg/l

Human health criterion (HTC): 0.52 mg/l

Date criteria derived: February 14, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Pentachlorophenol

Acute criterion: 20 ug/l

Date criteria derived: national criterion, September 1986

Applicable waterbodies:

Not used during this period.

Chemical: Phenanthrene

CAS #85-01-8

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF PUBLIC INFORMATION

LISTING OF DERIVED WATER QUALITY CRITERIA

Acute criterion: 46 ug/l

Date criteria derived: October 26, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Pyrene

Human health criterion (HTC): 3,500 ug/l

Date criteria derived: December 22, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Tetrachloroethylene

Acute criterion: 1,220 ug/l

Date criteria derived: March 23, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Tetrahydrofuran

Acute criterion: 216,000 ug/l

Date criteria derived: March 16, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Toluene

Acute criterion: 8,080 ug/l

Date criteria derived: August 16, 1990, revised May 17, 1991 and January 26, 1993

Applicable waterbodies:

05120109-001/off Grape Creek to Vermillion River

05120114-002/off Johnson Creek to Little Wabash River

05120114-023/off Elm Creek to Elm River to Little Wabash River

07110004-004/off Bay Creek to Mississippi River

07110009-002/off East Fork Wood River to Mississippi River

07120003-005/off Little Calumet River to Cal Sag Canal

07120004-011/off Higgins Creek to Des Plaines River

07130007-023/off ditch to South Fork Sangamon River

07130011-14/off drainage to Mauvaise Terre Creek

07140101-006/off drainage to Lake Jubaka to Negro Hollow Creek to

Schoenberg Creek

07140106-048/off Casey Fork

Chemical: 1,2,4-trichlorobenzene

CAS #120-82-1

ENVIRONMENTAL PROTECTION AGENCY

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NOTICE OF PUBLIC INFORMATION

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LISTING OF DERIVED WATER QUALITY CRITERIA

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Acute criterion: 353 ug/l
Date criteria derived: December 14, 1993
Applicable waterbodies:

Chronic criterion: 69.2 ug/l
used in generating them, please contact:

Not used during this period.

Chemical: 1,1,1-trichloroethane

Bob Mosher

Acute criterion: 4,910 ug/l

Illinois Environmental Protection Agency
Division of Water Pollution Control

Date criteria derived: October 26, 1992

2200 Churchill Road

Applicable waterbodies:

CAS #71-55-6

Chronic criterion: 393 ug/l

Post Office Box 19276

Springfield, Illinois 62794-9276

217/782-3362

Not used during this period.

Chemical: 1,1,2-trichloroethane

CAS #79-00-5

Acute criterion: 19,000 ug/l

Chronic criterion: 3,540 ug/l

Human health criterion (HNC): 12 ug/l

Date criteria derived: December 13, 1993

Applicable waterbodies:

Not used during this period.

Chemical: Trichloroethylene

CAS #79-01-6

Acute criterion: 11,700 ug/l

Chronic criterion: 940 ug/l

Date criteria derived: October 23, 1992

Applicable waterbodies:

Not used during this period.

Chemical: Xylenes

CAS # 1330-20-7

Acute criterion: 1,500 ug/l

Chronic criterion: 117 ug/l

Date criteria derived: August 23, 1990

Applicable waterbodies:

05120109-001/off Grape Creek to Vermillion River

05120114-002/off Johnson Creek to Little Wabash River

05120114-023/off Elm Creek to Elm River to Little Wabash River

07110004-004/off Bay Creek to Mississippi River

07110009-002/off East Fork Wood River to Mississippi River

07120003-005/off Little Calumet River to Cal Sag Canal

07120004-011/off Higgins Creek to Des Plaines River

07130007-023/off ditch to South Fork Sangamon River

07130011-014/off drainage to Mauvaise Terre Creek

07140101-006/off drainage to Lake Jubaka to Negro Hollow Creek to

Schoenberger Creek

07140106-048/off Casey Fork

For additional information concerning these criteria or the derivation process

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

NOTICE: It is the policy of the Committee to allow only representatives of state agencies to testify orally on any rule under consideration at Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee on Administrative Rules at the following address:

Joint Committee on Administrative Rules
700 Stratton Building
Springfield, Illinois 62706

AGENDA

I. Approval of August 16, 1994 Minutes

II. Review of Proposed Agency Rulemakings

Agriculture

1. Animal Welfare Act (8 Ill Adm Code 25)
 - First Notice Published: 18 Ill Reg 8993 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
2. Animal Control Act (8 Ill Adm Code 30)
 - First Notice Published: 18 Ill Reg 8972 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
3. Humane Care for Animals Act (8 Ill Adm Code 35)
 - First Notice Published: 18 Ill Reg 9008 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
4. Humane Slaughter of Livestock (8 Ill Adm Code 50)
 - First Notice Published: 18 Ill Reg 9011 - 6/24/94
 - Expiration of Second Notice Period: 9/25/94
5. Horsesneat (8 Ill Adm Code 70)
 - First Notice Published: 18 Ill Reg 9003 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
6. Illinois Dead Animal Disposal Act (8 Ill Adm Code 90)
 - First Notice Published: 18 Ill Reg 9018 - 6/24/94
 - Expiration of Second Notice Period: 10/6/94
7. Meat and Poultry Inspection Act (8 Ill Adm Code 125)
 - First Notice Published: 18 Ill Reg 9027 - 6/24/94
 - Expiration of Second Notice Period: 9/25/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

8. Refrigerated Warehouses Act (8 Ill Adm Code 515)
 - First Notice Published: 18 Ill Reg 9033 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94

Commerce Commission

9. Pay-Per-Call Services (83 Ill Adm Code 772)
 - First Notice Published: 18 Ill Reg 7156 - 5/13/94
 - Expiration of Second Notice Period: 10/5/94

Conservation

10. Falconry and the Captive Propagation of Raptors (17 Ill Adm Code 1590)
 - First Notice Published: 18 Ill Reg 9039 - 6/24/94
 - Expiration of Second Notice Period: 10/5/94

Employment Security

11. Wages (56 Ill Adm Code 2730)
 - First Notice Published: 18 Ill Reg 9101 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
12. Employment (56 Ill Adm Code 2732)
 - First Notice Published: 18 Ill Reg 9067 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
13. Notices, Records, Reports (56 Ill Adm Code 2760)
 - First Notice Published: 18 Ill Reg 9082 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
14. Payment of Unemployment Contributions, Interest and Penalties (56 Ill Adm Code 2765)
 - First Notice Published: 18 Ill Reg 9094 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94
15. General Provisions (56 Ill Adm Code 2960)
 - First Notice Published: 18 Ill Reg 9075 - 6/24/94
 - Expiration of Second Notice Period: 9/30/94

Health Care Cost Containment Council

16. Data Collection (77 Ill Adm Code 2510)
 - First Notice Published: 18 Ill Reg 8274 - 6/3/94
 - Expiration of Second Notice Period: 10/8/94

Housing Development Authority

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

17. Homeowner Mortgage Revenue Bond Program (47 Ill Adm Code 260)
-First Notice Published: 18 Ill Reg 8293 - 6/3/94
-Expiration of Second Notice Period: 9/25/94
18. Mental Health and Developmental Disabilities
Services Charges (59 Ill Adm Code 106)
-First Notice Published: 18 Ill Reg 7583 - 5/20/94
-Expiration of Second Notice Period: 9/23/94
19. Early Intervention Program (59 Ill Adm Code 121)
-First Notice Published: 18 Ill Reg 3976 - 3/18/94
-Expiration of Second Notice Period: 10/8/94
20. Certification Under Medicaid Rehabilitation Option Early Intervention Programs (59 Ill Adm Code 122)
-First Notice Published: 18 Ill Reg 3969 - 3/18/94
-Expiration of Second Notice Period: 10/8/94
21. Medicaid Community Mental Health Services Program (59 Ill Adm Code 132)
-First Notice Published: 18 Ill Reg 3982 - 3/18/94
-Expiration of Second Notice Period: 10/8/94
22. Medicaid Home and Community-Based Services for Developmentally Disabled Recipients (59 Ill Adm Code 120)
-First Notice Published: 18 Ill Reg 3990 - 3/18/94
-Expiration of Second Notice Period: 10/8/94
23. Pollution Control Board
Permits and General Provisions (35 Ill Adm Code 201) (R94-12)
-First Notice Published: 18 Ill Reg 7636 - 5/20/94
-Expiration of Second Notice Period: 9/25/94
24. Permits and General Provisions (35 Ill Adm Code 201) (R94-14)
-First Notice Published: 18 Ill Reg 8347 - 6/3/94
-Expiration of Second Notice Period: 9/30/94
25. Definitions and General Provisions (35 Ill Adm Code 211) (R94-12)
-First Notice Published: 18 Ill Reg 7589 - 5/20/94
-Expiration of Second Notice Period: 9/25/94
26. Definitions and General Provisions (35 Ill Adm Code 211) (R94-14)
-First Notice Published: 18 Ill Reg 8331 - 6/3/94
-Expiration of Second Notice Period: 9/30/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

27. Organic Material Emission Standards and Limitations for Chicago Area (35 Ill Adm Code 218) (R94-12)
-First Notice Published: 18 Ill Reg 7602 - 5/20/94
-Expiration of Second Notice Period: 9/25/94
28. Organic Material Emission Standards and Limitations for Metro East Area (35 Ill Adm Code 219) (R94-12)
-First Notice Published: 18 Ill Reg 7618 - 5/20/94
-Expiration of Second Notice Period: 9/25/94
29. Petroleum Underground Storage Tanks (35 Ill Adm Code 732)
-First Notice Published: 18 Ill Reg 5403 - 4/8/94
-Expiration of Second Notice Period: 9/30/94
30. Professional Regulation
The Structural Engineering Licensing Act of 1989 (68 Ill Adm Code 1480)
-First Notice Published: 18 Ill Reg 5749 - 4/15/94
-Expiration of Second Notice Period: 10/8/94
31. Illinois Professional Land Surveyor Act of 1989 (68 Ill Adm Code 1270)
-First Notice Published: 18 Ill Reg 9849 - 7/1/94
-Expiration of Second Notice Period: 10/8/94
32. The Professional Engineering Practice Act of 1989 (68 Ill Adm Code 1380)
-First Notice Published: 18 Ill Reg 10619 - 7/8/94
-Expiration of Second Notice Period: 10/8/94
33. Public Aid
Aid to Families with Dependent Children (89 Ill Adm Code 112)
-First Notice Published: 18 Ill Reg 7208 - 5/13/94
-Expiration of Second Notice Period: 10/8/94
34. Child Support Enforcement (89 Ill Adm Code 160)
-First Notice Published: 17 Ill Reg 15229 - 9/24/93
-Expiration of Second Notice Period: 10/5/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

Public Health

35. Ambulatory Surgical Treatment Center Licensing Requirements (77 Ill Adm Code 205)
-First Notice Published: 18 Ill Reg 6653 - 5/6/94
-Expiration of Second Notice Period: 10/12/94
36. The Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790)
-First Notice Published: 18 Ill Reg 3205 - 3/11/94
-Expiration of Second Notice Period: 9/14/94
37. Repeal of the Illinois Formulary for the Drug Product Selection Program (77 Ill Adm Code 790)
-First Notice Published: 18 Ill Reg 3202 - 3/11/94
-Expiration of Second Notice Period: 9/14/94
38. Illinois Water Well Construction Code (77 Ill Adm Code 920)
-First Notice Published: 18 Ill Reg 11113 - 7/15/94
-Expiration of Second Notice Period: 10/12/94
39. Retailers' Occupation Tax (86 Ill Adm Code 130)
-First Notice Published: 18 Ill Reg 6684 - 5/6/94
-Expiration of Second Notice Period: 9/13/94

Revenue

Savings and Residential Finance

40. Savings Bank Act (38 Ill Adm Code 1075)
-First Notice Published: 18 Ill Reg 9858 - 7/1/94
-Expiration of Second Notice Period: 9/30/94

Teachers' Retirement System

41. The Administration and Operation of the Teachers' Retirement System (80 Ill Adm Code 1650)
-First Notice Published: 18 Ill Reg 8904 - 6/17/94
-Expiration of Second Notice Period: 9/21/94

III. Certification of No Objection to Proposed Rulemakings

IV. Review of Emergency and Peremptory Rulemakings

JOINT COMMITTEE ON ADMINISTRATIVE RULES
JAMES R. THOMPSON CENTER
ROOM 16-503
CHICAGO, ILLINOIS
10:00 A.M.
SEPTEMBER 13, 1994

Agriculture

42. Meat and Poultry Inspection Act (8 Ill Adm Code 125)
-Notice Published: 18 Ill Reg 12546

Central Management Services

43. Pay Plan (80 Ill Adm Code 310) (Peremptory)
-Notice Published: 18 Ill Reg 13476 - 9/2/94

Education

44. Pupil Transportation Reimbursement (23 Ill Adm Code 120) (Emergency)
-Notice Published: 18 Ill Reg 12853 - 8/19/94

Public Aid

45. Hospital Services (89 Ill Adm Code 148) (Emergency)
-Notice Published: 18 Ill Reg 12857 - 8/19/94

Public Health

46. WIC Vendor Management Code (77 Ill Adm Code 672) (Emergency)
-Notice Published: 18 Ill Reg 13125 - 8/26/94

V. Exempt Rulemakings

Pollution Control Board

47. Primary Drinking Water Standards (35 Ill Adm Code 611)
-Proposed Date: 5/6/94
-Adopted Date: 7/29/94

48. Identification and Listing of Hazardous Waste (35 Ill Adm Code 721)
-Proposed Date: 5/6/94
-Adopted Date: 7/29/94

49. Land Disposal Restrictions (35 Ill Adm Code 728)
-Proposed Date: 5/6/94
-Adopted Date: 7/29/94

50. Hazardous Waste Management System: General (35 Ill Adm Code 720)
-Proposed Date: 5/6/94
-Adopted Date: 7/29/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES

JAMES R. THOMPSON CENTER

ROOM 16-503

CHICAGO, ILLINOIS

10:00 A.M.

SEPTEMBER 13, 1994

51. Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (35 Ill Adm Code 725)

-Proposed Date: 5/6/94

-Adopted Date: 7/29/94

52. RCRA Permit Program (35 Ill Adm Code 703)

-Proposed Date: 5/6/94

-Adopted Date: 7/29/94

53. Standards for the Management of Specific Hazardous Waste and Specific Types of Hazardous Waste Management Facilities (35 Ill Adm Code 726)

-Proposed Date: 5/6/94

-Adopted Date: 7/29/94

54. Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (35 Ill Adm Code 724)

-Proposed Date: 5/6/94

-Adopted Date: 7/29/94

VI. Expedited Correction

Commerce Commission

55. Relocation Towing (92 Ill Adm Code 1710)

Racing Board

56. Pari-Mutuels (11 Ill Adm Code 405)

VII. Agency Response

Commerce Commission

57. Operator Services Providers (83 Ill Adm Code 770)

-First Published: 4/22/94

-Recommendation Date: 7/19/94

-Response: Agreement

JOINT COMMITTEE ON ADMINISTRATIVE RULES

ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 23, 1994 through August 29, 1994, and have been scheduled for review by the Committee at its September 13, 1994 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield, IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
10/6/94	Department of Agriculture, Illinois Dead Animal Disposal Act (8 Ill Adm Code 90)	6/24/94 18 Ill Reg 9018	9/13/94
10/8/94	Department of Professional Regulation, The Structural Engineering Licensing Act of 1989 (68 Ill Adm Code 1480)	4/15/94 18 Ill Reg 5749	9/13/94
10/8/94	Department of Professional Regulation, The Professional Engineering Practice Act of 1989 (68 Ill Adm Code 1380)	7/8/94 18 Ill Reg 10619	9/13/94
10/8/94	Department of Professional Regulation, Illinois Professional Land Surveyor Act of 1989 (68 Ill Adm Code 1270)	7/1/94 18 Ill Reg 9849	9/13/94
10/8/94	Department of Public Aid, Aid to Families with Dependent Children (89 Ill Adm Code 112)	5/13/94 18 Ill Reg 7208	9/13/94
10/8/94	Illinois Health Care Cost Containment Council, Data Collection (77 Ill Adm Code 2510)	6/3/94 18 Ill Reg 8274	9/13/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
10/8/94	Department of Mental Health and Developmental Disabilities, Medicaid Home and Community-Based Services for Developmentally Disabled Recipients (59 Ill Adm Code 120)	3/18/94 18 Ill Reg 3990	9/13/94
10/8/94	Department of Mental Health and Developmental Disabilities, Early Intervention Program (59 Ill Adm Code 121)	3/18/94 18 Ill Reg 3976	9/13/94
10/8/94	Department of Mental Health and Developmental Disabilities, Medicaid Certification Under Medicaid Rehabilitation Option for Early Intervention Programs (59 Ill Adm Code 122)	3/18/94 18 Ill Reg 3969	9/13/94
10/8/94	Department of Mental Health and Developmental Disabilities, Medicaid Community Mental Health Services Program (59 Ill Adm Code 132)	3/18/94 18 Ill Reg 3982	9/13/94
10/12/94	Department of Public Health, Ambulatory Surgical Treatment Center Licensing Requirements (77 Ill Adm Code 205)	5/6/94 18 Ill Reg 6653	9/13/94
10/12/94	Department of Public Health, Illinois Water Well Construction Code (77 Ill Adm Code 920)	7/15/94 18 Ill Reg 11113	9/13/94

PROCLAMATIONS

94-433

HISPANIC ILLINOIS STATE LAW ENFORCEMENT DAY

Whereas, the Hispanic Illinois State Law Enforcement Association (HISLEA) is a non profit organization whose primary objective is to offer support to Hispanic law enforcement officers; and

Whereas, HISLEA works closely with other Hispanic organizations to ensure that Hispanics are treated fairly and are considered for top administrative appointments; and

Whereas, HISLEA, along with the United States Marine Corps and various other police agencies, supported the Toys for Tots campaign and worked with Mujeres Latina En Accion in Domestic Violence and Child Abuse Awareness training; and

Whereas, HISLEA grants scholarships for graduating high school students pursuing a college education in law enforcement;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 24, 1994, as HISPANIC ILLINOIS STATE LAW ENFORCEMENT DAY in Illinois in recognition of the efforts the association has made to advance law enforcement careers and provide service to our citizens.

Issued by the Governor August 22, 1994.

Filed with the Secretary of State August 26, 1994.

94-434

MAJOR GENERAL AND MRS. THOMAS E. EGGERS DAY

Whereas, Major General Thomas E. Eggers and Mrs. Linda L. Eggers are native to Illinois and graduates of Centralia High School; and

Whereas, Thomas E. Eggers was appointed to the fifth class of the United States Air Force Academy from Illinois; and

Whereas, Thomas E. Eggers has commanded an Air Force wing, a numbered Air Force and a major command; and is a command pilot, having flown more than 5,000 hours, including more than 100 missions in Vietnam, Laos and Thailand; and

Whereas, Thomas E. Eggers has served as a Research Associate with the Council on Foreign Relations and as Deputy Commander in Chief and Chief of Staff with the U.S. Special Operations command at MacDill Air Force Base in Florida from 1991 to 1993; and

Whereas, Thomas E. Eggers has served as Special Assistant for Mobility Modernization, Air Mobility Command at Scott Air Force Base in Illinois; and

Whereas, Thomas E. Eggers has received numerous awards and decorations, including the Distinguished Service Medal, the Defense Superior Service Medal, the Legion of Merit, the Distinguished Flying Cross, the Meritorious Service Medal with two oak leaf clusters, the Air Medal with four oak leaf clusters, and the Air Force Commendation Medal; and

Whereas, Major General Thomas E. Eggers and Mrs. Linda L. Eggers have served their state and the nation with more than 30 years of distinguished service;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 9, 1994, as MAJOR GENERAL AND MRS. THOMAS E. EGGERS DAY in Illinois.

Issued by the Governor August 22, 1994.

Filed with the Secretary of State August 26, 1994.

94-435

STOP AIDS CHICAGO DAY

Whereas, September 15 through October 15 is recognized nationally as Hispanic Heritage Month; and

Whereas, Hispanic Heritage Month acknowledges and celebrates the variety of traditions and achievements of Latino persons in the United States; and

Whereas, Stop AIDS Chicago's Latino Program was developed to prevent the spread of HIV/AIDS through culturally sensitive and bilingual education and outreach to the various Latino communities of Metropolitan Chicago; and

Whereas, the various Latino communities of Metropolitan Chicago are to be commended for their collaborative efforts in the fight against AIDS;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 30, 1994, as STOP AIDS CHICAGO DAY in Illinois in acknowledgement of the hard work done by the Latino community of Metropolitan Chicago toward ending the spread of AIDS.

Issued by the Governor August 22, 1994.

Filed with the Secretary of State August 26, 1994.

94-436

STOP THE VIOLENCE AND SAVE OUR KIDS MONTH

Whereas, our governments, both locally and nationally, must commit themselves to protect the quality of life of our citizens; and

Whereas, in addition, it is essential that the community itself rise up and positively address the causes of the gang and drug crisis of the 1990s; and

Whereas, the young people of Illinois are in many ways like their peers across the nation. They stand at a crossroad in their lives, confronted by critical decisions that will affect their future and ours. The young people of Illinois are looking to adults to be positive role models who will help them make the right decisions; and

Whereas, our youth are continuously faced with complicated challenges that will likely affect the rest of their lives; and

Whereas, statistics show that drug abuse and pregnancy among the youth of America are the highest anywhere in the developed world and crime in the age bracket of zero to nine years is increasing at a rate of 22 percent and in ages 10 to 14, 31 percent; and

Whereas, drug abuse, gang association, crime and violence are at an all time high. Our community requires a long-lasting commitment and the full-time effort of various religious and community organizations and businesses that will give consistent long-term assistance to bring about positive change in America; and

Whereas, Precision Tune Automotive, Inc. has demonstrated a strong commitment in this area through its ongoing support of our youth;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 1994 as STOP THE VIOLENCE AND SAVE OUR KIDS MONTH in Illinois.

Issued by the Governor August 22, 1994.

Filed with the Secretary of State August 26, 1994.

94-437

SOUTHERN GOSPEL MUSIC MONTH

Whereas, southern gospel music carries the message of love and is one of

the fastest-growing music forms in the nation; and

Whereas, this cherished musical form is music of the heart, home, and family and is based on traditional values of Americans from the past two centuries; and

Whereas, the wide range of styles represented by southern gospel music nurtured the development of country music and other forms of gospel music; and

Whereas, hundreds of full- and part-time musical groups and more than 1,000 American radio stations play southern gospel music, which has led to a significant increase in record sales and concert attendance; and

Whereas, an Illinois station, WXAN-FM is Ava, has been recognized as the number one Southern Gospel Music Station in the country;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 1994 as SOUTHERN GOSPEL MUSIC MONTH in Illinois.

Issued by the Governor August 23, 1994.

Filed with the Secretary of State August 26, 1994.

94-438

FOUNDER'S DAY

Whereas, the Human Enrichment and Development Association has served more than 750 clients over a period of 17 years providing services facilitating personal growth and development; and

Whereas, since its inception and subsequent ratification, Human Enrichment has endeavored to help children and families cope with life's problems and guide them toward responsible self-direction; and

Whereas, Human Enrichment and Development Association will be celebrating Founder's Day on Sunday, August 28th at the Congress Hotel honoring Jean Bilbrew who founded the agency that addresses the specific and special needs of minority children;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 28, 1994, as FOUNDER'S DAY in Illinois and urge citizens to be cognizant of the special services needed to achieve personal fulfillment.

Issued by the Governor August 24, 1994.

Filed with the Secretary of State August 26, 1994.

94-439

ILLINOIS CONSOLIDATED TELEPHONE COMPANY CENTENNIAL DAY

Whereas, in 1894, Dr. Iverson A. Lumpkin saw the potential for the telephone to end the isolation of rural America and undertook the formation of a company to bring the telephone to the City of Mattoon; and

Whereas, on September 4, 1894, the City of Mattoon passed an ordinance giving permission to the Mattoon Telephone Company to begin building a telephone exchange to serve the community; and

Whereas, the Mattoon Telephone Company and its successor company, Illinois Consolidated Telephone Company, have served the people of East Central Illinois providing quality telecommunications services 24 hours a day, 365 days a year;

and

Whereas, four generations of Illinois men and women have devoted their working careers to providing such service while, at the same time, contributing individually and collectively to the betterment of their respective communities; and

Whereas, the owners, management, and employees of Illinois Consolidated

Telephone Company, its parent, Consolidated Communications Inc., and the Consolidated Family of Companies are committed to a mission "to grow the value of the company to our customers, employees, communities, and investors by delivering premier service and exceptional value that establish new levels of customer expectation."

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 4, 1994, as ILLINOIS CONSOLIDATED TELEPHONE COMPANY CENTENNIAL DAY in Illinois.

Issued by the Governor August 24, 1994.

Filed with the Secretary of State August 26, 1994.

94-440

KATY JURADO DAY

Whereas, Katy Jurado is a legend of the Golden Era of Mexican and American Cinema for her work in more than 50 films; and

Whereas, Katy Jurado was one of the first Latinas to work in Hollywood; and

Whereas, Katy Jurado has been nominated for two Oscars for her work in such American film classics as "High Noon" and "Broken Lance"; and

Whereas, Katy Jurado has contributed to the advancement of cinema within the United States and Mexico;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 7, 1994, as KATY JURADO DAY in Illinois in recognition of one of the greatest actresses of all time whose unique talent and dedication have won her international acclaim.

Issued by the Governor August 24, 1994.

Filed with the Secretary of State August 26, 1994.

94-441

UNION LABEL WEEK

Whereas, the Illinois economy depends upon good jobs; and

Whereas, buying union-made goods and services helps preserve American jobs and strengthen the U.S. economy; and

Whereas, products and services identified by a union label, shop card, store card, or service button are guaranteed to be the best-quality American-made products and services, made by fairly-treated and fairly-paid workers;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 5-10, 1994, as UNION LABEL WEEK in recognition of these time-honored emblems which signify a commitment of quality, dignity, and fair play in hundreds of thousands of American places of work.

Issued by the Governor August 24, 1994.

Filed with the Secretary of State August 26, 1994.

94-442

URUGUAY DAY

Whereas, August 25th is the 169th anniversary of the independence of Uruguay, a nation whose goals and objectives of freedom and democracy for its people are similar to those of the United States; and

Whereas, these two countries also share a long history of commercial ties,

including Uruguay's invaluable assistance to the City of Chicago after its devastating fire in 1871; and

Whereas, as a trading partner with this country, Uruguay encourages the development of its resources, the enhancement of its agri-business, and the expansion of its industry to our mutual benefit;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 25, 1994, as URUGUAY DAY in Illinois in celebration of this significant date in its history.

Issued by the Governor August 25, 1994.

Filed with the Secretary of State August 26, 1994.

ACTION CODES	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PP - Prohibited Filing Order by JCAR*
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR* Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR*	S - Suspension ordered by JCAR*
Objections	W - Withdrawal to meet JCAR*
O - JCAR* Statement Of Objections	Objections
RQ - Request for Correction	MR - Modification and Refusal
EC - Expedited Corrections	
*Joint Committee on Administrative Rules	

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-7017.

AGING, DEPARTMENT ON	
89 Ill. Adm. Code 240	Community Care Program (P-14225/93;A-609) (E-5355) (P-5027) (A-13375)
89 Ill. Adm. Code 260	Long-Term Care Insurance Partnership Demonstration Program (P-3802; A-9895)
89 Ill. Adm. Code 230	Older Americans Act Program (P-5720) (A-14072)
AGRICULTURE, DEPARTMENT OF	
8 Ill. Adm. Code 30	Animal Control Act (P-8972)
8 Ill. Adm. Code 110	Animal Diagnostic Laboratory Act (P-14717/93;A-1825) (P-8981) (P-9027)
8 Ill. Adm. Code 25	Animal Welfare Act (P-8993)
8 Ill. Adm. Code 75	Bovine Brucellosis (P-14728/93;A-1833)
8 Ill. Adm. Code 257	Cooperative Groundwater Protection Program (P-14288/93; A-205)
8 Ill. Adm. Code 20	Definitions (P-14793;A-1844)
8 Ill. Adm. Code 85	Diseased Animals (P-14747/93;A-1850)
8 Ill. Adm. Code 116	Equine Infectious Anemia Control (P-14761/93;A-1861)
68 Ill. Adm. Code 590	Feeder Swine Dealer Licensing (P-14765/93;A-1865)
68 Ill. Adm. Code 70	Horsemeat (P-9003)
8 Ill. Adm. Code 50	Human Slaughter of Livestock (P-9011)
8 Ill. Adm. Code 35	Humane Care for Animals Act (P-9008)

8 Ill. Adm. Code 270	Illinois State Fair and DuQuoin State Fair, Non-Fair Space Rental and the General Operation of the State Fairgrounds (P-3164;A-9400)
8 Ill. Adm. Code 40	Livestock Auction Markets (P-14769/93;A-1869)
68 Ill. Adm. Code 610	Livestock Dealer Licensing (P-14775/93;A-1875)
8 Ill. Adm. Code 125	Meat and Poultry Inspection Act (PP-304) (PP-2164) (P-3809;A-4622) (PP-6442) (PP-8493) (A-11489) (PP-12540)
8 Ill. Adm. Code 515	Refrigerated Warehouse Act (P-9033)
8 Ill. Adm. Code 105	Swine Disease Control & Eradication Act (P-14781/93;A-1880) (P-13519)
8 Ill. Adm. Code 600	Weights and Measures Act (E-4426) (A-8519)
ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF	
77 Ill. Adm. Code 2090	Subacute Alcoholism and Substance Abuse Treatment Services (P-5029) (C-8731)
ATTORNEY GENERAL	
14 Ill. Adm. Code 200	Franchise Disclosure Act (PP-2522)
AUDITOR GENERAL	
2 Ill. Adm. Code 601	Freedom of Information (A-7739)
2 Ill. Adm. Code 600	Public Information, Rulemaking, Organization and Personnel (A-6404) (AR-6440)
BANKS AND TRUST COMPANIES, COMMISSIONER OF	
38 Ill. Adm. Code 380	Eligible State Bank (P-19347/93;A-4630)
38 Ill. Adm. Code 335	Unimpaired Capital & Unimpaired Surplus (E-11662) (P-13169)
CARNIVAL-AMUSEMENT SAFETY BOARD	
56 Ill. Adm. Code 6000	Carnival and Amusement Park Inspection Law (P-6040) (A-13384)
CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF	
44 Ill. Adm. Code 5000	Acquisition, Management & Disposal of Real Property (P-15217/93;A-1886) (P-5057)
74 Ill. Adm. Code 900	Joint Rules Of The Comptroller & The Department Of Central Management Services: Prompt Payment (A-11498)
80 Ill. Adm. Code 302	Merit & Fitness (P-14788/93;A-1892) (P-12937)
80 Ill. Adm. Code 310	Pay Plan (P-13657/93;P-14314;A-227;A-1107) (P-21233/93;A-5146) (PP-9562) (P-10979) (E-11299) (P-12008) (PP-13476)
80 Ill. Adm. Code 2650	Solicitation for Charitable Payroll Deductions (A-3115) (RC-3151)
80 Ill. Adm. Code 2800	Travel (P-12567)
CHILDREN AND FAMILY SERVICES, DEPARTMENT OF	

89 Ill. Adm. Code 325	Administration of Psychotropic Medications to Children for Whom the Department of Children and Family Services is Legally Responsible (P-8765)
89 Ill. Adm. Code 336	Appeal Of Child Abuse And Neglect Investigation Findings (P-11407)
89 Ill. Adm. Code 434	Audits, Reviews and Investigations (P-7115/93;A-6697) (P-8777) (E-8944)
89 Ill. Adm. Code 380	Background Check of Foster Family Home Applicants (PR-8779)
89 Ill. Adm. Code 385	Background Checks (P-8219)
89 Ill. Adm. Code 358	Background Inquiry for Purchase of Service Providers (PR-8786)
89 Ill. Adm. Code 305	Client Service Planning (P-6467)
89 Ill. Adm. Code 431	Confidentiality of Personal Information of Persons Served by the Department (P-7554) (CC-7951)
89 Ill. Adm. Code 428	Department Advisory Council, Ill. Juvenile Commission & Other Statewide & Regional Committees (P-561)
89 Ill. Adm. Code 437	Department of Children and Family Services Employees Conflict of Interest (P-7539)
89 Ill. Adm. Code 384	Discipline & Behavior Management in Child Care Facilities (E-8474) (P-8528)
89 Ill. Adm. Code 314	Educational Services (P-17593/93; A-8366)
89 Ill. Adm. Code 406	Licensing Standards for Day Care Homes (P-2683) (P-11964/93;A-5531) (RC-3152)
89 Ill. Adm. Code 402	Licensing Standards for Foster Family Homes (P-8237; RC-10499) (E-8481)
89 Ill. Adm. Code 408	Licensing Standards for Group Day Care Homes (P-2700) (P-11976/93;A-5540) (RC-3153)
89 Ill. Adm. Code 308	Nondiscrimination Requirements Of Department Service Providers (A-11510)
89 Ill. Adm. Code 356	Rate Setting (A-11512)
89 Ill. Adm. Code 335	Relative Home Placements (P-6681/93;A-7444)
89 Ill. Adm. Code 300	Reports of Child Abuse & Neglect (P-18271/93;A-8377) (P-8240) (P-15218/93;A-8601)
CIVIL SERVICE COMMISSION	
80 Ill. Adm. Code 1	Civil Service Commission (P-13525)
CIVIL SERVICE SYSTEM, STATE UNIVERSITIES	
80 Ill. Adm. Code 250	State Universities Civil Service System (P-18453/93;A-1901)
COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF	
47 Ill. Adm. Code 160	Emergency Shelter Grants Program (P-15747/93;A-5163)
14 Ill. Adm. Code 520	Enterprise Zone Program (P-9791/93;A-5172)

14 Ill. Adm. Code 510	Ill. Promotion Act Programs (P-14318/93;A-5813) (P-21905/93;A-8387)
14 Ill. Adm. Code 570	Illinois Small Business Development Program (P-21123/93;A-6112)
56 Ill. Adm. Code 509	Industrial Training Program (P-20063/93;RQ-6022)
14 Ill. Adm. Code 620	Labor-Management Program (P-9667)
83 Ill. Adm. Code 772	Pay-Per-Call Services (P-7156)
14 Ill. Adm. Code 610	Public Infrastructure Loan & Grants Programs (P-19352/93;A-8398)
56 Ill. Adm. Code 2600	Service Delivery System & State Responsibilities (P-805; A-9902)
1 Ill. Adm. Code 300	Small Business Impact Analysis Procedures (CC-9934)
14 Ill. Adm. Code 545	Technology Advancement & Development Act Program (P-839;A-8415) (P-11411)
56 Ill. Adm. Code 2630	Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-855; A-9935)
COMMERCE COMMISSION, ILLINOIS	
92 Ill. Adm. Code 1376	Accounting & Financial Record Requirements (P-8630/93;A-1914)
92 Ill. Adm. Code 1202	Applications (E-14157)
83 Ill. Adm. Code 791	Cost Of Service (P-13551)
92 Ill. Adm. Code 1205	Fees And Taxes (A-11155)
92 Ill. Adm. Code 1425	Financial Responsibility Of Carriers (A-11162)
83 Ill. Adm. Code 792	Imputation (P-11988/93;A-1919)
83 Ill. Adm. Code 790	Interconnection (P-19354/93;A-6147)
83 Ill. Adm. Code 535	Least-Cost Planning for Natural Utilities (PR-6081)
83 Ill. Adm. Code 590	Minimum Safety Standards for Transportation of Gas Pipeline Facilities (P-2720) (A-11518)
83 Ill. Adm. Code 770	Operator Service Providers (P-6099) (RC-12065) (A-13053)
83 Ill. Adm. Code 315	Pole Attachment Rates, Terms & Conditions Applicable to Cable Television Companies, Electric Utilities & Telecommunications Carriers (P-202/93;A-676; M-795)
83 Ill. Adm. Code 280	Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (P-918) (P-6382/93;A-6160)
83 Ill. Adm. Code 735	Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service & Issuance of Telephone Directories for Telephone Utilities in the State of Illinois (P-927) (P-12483;A-4146) (P-6386/93;A- 6164)

ILLINOIS REGISTER			ILLINOIS REGISTER		
Vol. 18, Issue #36	CUMULATIVE INDEX		Vol. 18, Issue #36	CUMULATIVE INDEX	
92 Ill. Adm. Code 1236	Reinstatement of Revoked Operating Authority (P-8635/93;A-1924)		17 Ill. Adm. Code 1590	Falconry & Captive Propagation of Raptors (P-9039)	
92 Ill. Adm. Code 1710	Relocation Towing (P-21257/93;A-8609) (EC-13499)		17 Ill. Adm. Code 910	Field Trials on Department-Owned Managed Sites (P-3846) (A-13425)	
83 Ill. Adm. Code 200	Rules and Practices (P-22117/93;A-7748)		2 Ill. Adm. Code 826	Freedom of Information (A-8616)	
83 Ill. Adm. Code 285	Standard Information Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-2723) (A-10684)		17 Ill. Adm. Code 1010	Ill. List of Endangered & Threatened Fauna (P-16273/93;A-1134)	
83 Ill. Adm. Code 425	Uniform Electric Fuel Adjustment (P-4483)		17 Ill. Adm. Code 1050	Ill. List of Endangered & Threatened Flora (P-16285/93;A-1142)	
92 Ill. Adm. Code 1375	Uniform System of Accounts (P-8635/93;A-1927)		17 Ill. Adm. Code 3010	Illinois Snowmobile Grant Program (P-5379; A-10066)	
83 Ill. Adm. Code 415	Uniform System of Accounts for Electric Utilities (P-937) (P-4490) (A-10692)		17 Ill. Adm. Code 570	Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Coyote, Beaver and Woodchuck (P-3853; A-10077)	
83 Ill. Adm. Code 505	Uniform System of Accounts for Gas Utilities (P-946) (A-10701)		17 Ill. Adm. Code 1070	Possession of Specimens or Products of Endangered or Threatened Species (P-1;A-5838)	
COMMUNITY COLLEGE BOARD, ILLINOIS			17 Ill. Adm. Code 550	Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Groundhog) Hunting (P-3868; A-10090)	
23 Ill. Adm. Code 1501	Administration of the Ill. Public Community College (P-569;A-8906) (EC-3027) (P-12575) (P-13562)		17 Ill. Adm. Code 1570	Rural Community Fire Protection Program (P-12016)	
COMMUNITY DEVELOPMENT FINANCE CORPORATION, ILLINOIS			17 Ill. Adm. Code 810	Sport Fishing Regulations for the Waters of Illinois (P-19785/93;A-3277) (E-5667) (P-6202) (A-12652)	
47 Ill. Adm. Code 700	By-laws (P-4530/93;A-5826)		17 Ill. Adm. Code 690	Squirrel Hunting (P-3193;A-8624)	
COMPTROLLER MERIT COMMISSION			17 Ill. Adm. Code 720	Taking of Wild Turkeys-Fall Archery Season, The (P-3884; A-10104)	
80 Ill. Adm. Code 100	Merit Commission Rules (P-12585)		17 Ill. Adm. Code 715	Taking of Wild Turkeys-Fall Gun Season, The (P-3895; A-10113)	
COMPTROLLER, OFFICE OF THE			17 Ill. Adm. Code 710	Taking of Wild Turkeys-Spring Season, The (P-18927/93;A-1156) (E-3751)	
74 Ill. Adm. Code 285	Claim Eligible To Be Offset (P-12944)		17 Ill. Adm. Code 670	White-Tailed Deer Hunting by Use of Bow and Arrow (P-21907/93;A-5842)	
38 Ill. Adm. Code 610	Ill. Funeral or Burial Funds Act (P-7168) (C-8172)		17 Ill. Adm. Code 650	White-Tailed Deer Hunting by Use of Firearms (P-21927/93;A-5859) (P-7180) (A-13431)	
74 Ill. Adm. Code 330	Joint Rules Of The Comptroller & The Department Of Central Management Services: Prompt Payment (A-11521)		17 Ill. Adm. Code 680	White-Tailed Deer Hunting Season By Use Of Handguns (P-10998)	
74 Ill. Adm. Code 275	Transfers Between Accounts Within a Fund Held by State Treasurer (P-1664; A-7754) (E-2119)		17 Ill. Adm. Code 660	White-Tailed Deer Hunting Season by Use of Muzzleloading Rifles (P-21952/93;A-5878) (P-7183) (A-13435)	
CONSERVATION, DEPARTMENT OF			17 Ill. Adm. Code 740	Woodcock, Snipe, Rail, and Teal Hunting (P-3986; A-9998)	
17 Ill. Adm. Code 130	Camping on Department of Conservation Properties (P-18721/93;A-1126)		CORRECTIONS, DEPARTMENT OF		
17 Ill. Adm. Code 530	Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting (P-4495) (A-12628)		20 Ill. Adm. Code 420	Assignment of Committed Persons (P-19367/93;A-2929)	
17 Ill. Adm. Code 830	Commercial Fishing and Musseling in Certain Waters of the State (E-4761) (P-5372; A-9985)		20 Ill. Adm. Code 460	Impact Incarceration Program (P-19371/93;A-2933)	
17 Ill. Adm. Code 850	Commercial Fishing in Lake Michigan (P-22123/93;A-5834)		20 Ill. Adm. Code 107	Records of Committed Persons (P-19377/93;A-2939)	
17 Ill. Adm. Code 2520	Consignment of Licenses (P-3821; A-9991)		20 Ill. Adm. Code 405	School District (P-19405/93;A-2970)	
17 Ill. Adm. Code 730	Dove Hunting Season (P-3830; A-10009)		20 Ill. Adm. Code 501	Security (P-8396/93;A-6328)	
17 Ill. Adm. Code 590	Duck, Goose and Coot Hunting (P-5065; A-10023)				

CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS	
20 Ill. Adm. Code 1570	Fees for Processing Requests for Conviction Information (P-21136/93;A-4679)
20 Ill. Adm. Code 1810	Rules for the Award and Monitoring of Trust Funds (P-20516/93;A-4834)
20 Ill. Adm. Code 1800	Trust Fund Collection Rules (P-20539/93;A-4852)
EDUCATION, STATE BOARD OF	
23 Ill. Adm. Code 610	Article 34 School and Subdistrict Councils (P-5449)
23 Ill. Adm. Code 252	Driver Education (P-8557)
23 Ill. Adm. Code 180	Health/Life Safety Code For Public Schools (P-9671)
23 Ill. Adm. Code 210	Learning Assessment & School Improvement Plans (P-10061/93;A-1169)
23 Ill. Adm. Code 401	Nonpublic Special Education Facilities (P-9756) (PR-9733)
23 Ill. Adm. Code 110	Program Accounting Manual (P-18283/93;A-5178) (P-9776)
23 Ill. Adm. Code 1	Public Schools Evaluation, Recognition & Supervision (P-10079/93;A-1171)
23 Ill. Adm. Code 120	Pupil Transportation Reimbursement (E-12853)
23 Ill. Adm. Code 525	Regional Oversight Boards & Intermediate Services (P-9781)
23 Ill. Adm. Code 550	Reorganization Committee (PR-17611/93;AR-5551)
23 Ill. Adm. Code 226	Special Education (P-13231/93;A-1930) (P-18405/93;A-4685) (P-6482) (P-9810)
23 Ill. Adm. Code 170	Sprinkler System (P-18419/93;A-4699) (EC-8955) (EC-11386)
23 Ill. Adm. Code 245	Urban Education Partnership Program (P-10131/93;A-237)

ENVIRONMENTAL PROTECTION AGENCY	
35 Ill. Adm. Code 270	Clean Air Act Permit Program Procedures (P-9425)
35 Ill. Adm. Code 372	Illinois Design Standards for Slow Rate Land Application of Treated Wastewater (P-4524)
35 Ill. Adm. Code 370	Illinois Recommended Standards for Sewage Works (CC-6375)
35 Ill. Adm. Code 184	Licensing of Industrial Hygienists (P-4)
35 Ill. Adm. Code 670	Minimal Hazard Certification (P-18730/93;A-10122)

FINANCIAL INSTITUTIONS, DEPARTMENT OF	
38 Ill. Adm. Code 130	Currency Exchange Rate (P-6929/93;W-6454) (W-7071)
38 Ill. Adm. Code 180	Uniform Disposition Of Unclaimed Property Act (P-12085) (C-14164)

FIRE MARSHAL, OFFICE OF THE STATE	
41 Ill. Adm. Code 140	Policy & Procedures Manual for Fire Protection Personnel (RC-8503) (A-12696)
41 Ill. Adm. Code 200	Storage, Transportation, Sale and Use of Liquefied Petroleum (P-22)
41 Ill. Adm. Code 170	Storage, Transportation, Sale and Use of Petroleum and other Regulated Substances (P-8267) (P-9106) (W-12064)

HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS	
77 Ill. Adm. Code 2510	Data Collection (P-18944/93;A-5300) (P-8274)
77 Ill. Adm. Code 2530	Hospital Price Information (P-19007/93;A-5343)

HEALTH FACILITIES AUTHORITY, ILLINOIS	
77 Ill. Adm. Code 1400	Sale Of Bonds (A-10712)

HIGHER EDUCATION, BOARD OF	
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CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS	
20 Ill. Adm. Code 1570	Fees for Processing Requests for Conviction Information (P-21136/93;A-4679)
20 Ill. Adm. Code 1810	Rules for the Award and Monitoring of Trust Funds (P-20516/93;A-4834)
20 Ill. Adm. Code 1800	Trust Fund Collection Rules (P-20539/93;A-4852)
EDUCATION, STATE BOARD OF	
23 Ill. Adm. Code 610	Article 34 School and Subdistrict Councils (P-5449)
23 Ill. Adm. Code 252	Driver Education (P-8557)
23 Ill. Adm. Code 180	Health/Life Safety Code For Public Schools (P-9671)
23 Ill. Adm. Code 210	Learning Assessment & School Improvement Plans (P-10061/93;A-1169)
23 Ill. Adm. Code 401	Nonpublic Special Education Facilities (P-9756) (PR-9733)
23 Ill. Adm. Code 110	Program Accounting Manual (P-18283/93;A-5178) (P-9776)
23 Ill. Adm. Code 1	Public Schools Evaluation, Recognition & Supervision (P-10079/93;A-1171)
23 Ill. Adm. Code 120	Pupil Transportation Reimbursement (E-12853)
23 Ill. Adm. Code 525	Regional Oversight Boards & Intermediate Services (P-9781)
23 Ill. Adm. Code 550	Reorganization Committee (PR-17611/93;AR-5551)
23 Ill. Adm. Code 226	Special Education (P-13231/93;A-1930) (P-18405/93;A-4685) (P-6482) (P-9810)
23 Ill. Adm. Code 170	Sprinkler System (P-18419/93;A-4699) (EC-8955) (EC-11386)
23 Ill. Adm. Code 245	Urban Education Partnership Program (P-10131/93;A-237)
ELECTIONS, STATE BOARD OF	
23 Ill. Adm. Code 125	Practice and Procedure (P-6509)
EMERGENCY MANAGEMENT AGENCY, ILLINOIS	
29 Ill. Adm. Code 1310	Emergency Management Assistance Program (P-13843/93;A-6394)
29 Ill. Adm. Code 1300	Emergency Services and Disaster Agencies: Establishment, Accreditation, and Workers' Compensation (P-13856/93;A-6386)
29 Ill. Adm. Code 300	Local Emergency Services and Disaster Agencies: Establishment, Jurisdiction, and Accreditation (PR-13865/93;AR-6384)
29 Ill. Adm. Code 510	Workers' Compensation Coverage (PR-13875/93;A-6382)
EMPLOYMENT SECURITY, DEPARTMENT OF	
56 Ill. Adm. Code 2915	Academic Personnel (P-19415/93;A-4154)

23 Ill. Adm. Code 1020	Health Services Education Grant (P-17639/93;A-4174) (P-11684) (C-12547)
HOUSING DEVELOPMENT AUTHORITY, ILLINOIS	
47 Ill. Adm. Code 365	Affordable Housing Bond Program (P-956; A-8633) (E-1596) (C-10505)
47 Ill. Adm. Code 360	Affordable Housing Program (P-1669; A-8663) (E-2124)
47 Ill. Adm. Code 260	Homeowner Mortgage Revenue Bond Program (P-8293)
47 Ill. Adm. Code 310	Multifamily Rental Housing Mortgage Loan Program (A-1939)
HUMAN RIGHTS, DEPARTMENT OF	
2 Ill. Adm. Code 926	Access to Information (P-512)
56 Ill. Adm. Code 2520	Procedural (P-9821)
2 Ill. Adm. Code 925	Rulemaking and Organization (P-525)
INSURANCE, DEPARTMENT OF	
50 Ill. Adm. Code 1250	Corrective Orders (P-3985/93;A-2230)
50 Ill. Adm. Code 2013	Group Coverage Discontinuance and Replacement (P-8320)
50 Ill. Adm. Code 1103	Life Reinsurance Agreement (P-8411/93;A-685)
50 Ill. Adm. Code 2012	Long-term Care Insurance (P-11279/93;A-2238)
50 Ill. Adm. Code 2018	Long-Term Care Partnership Insurance (P-3919) (A-12746)
50 Ill. Adm. Code 3119	Pre-Licensing and Continuing Education (P-3964)
50 Ill. Adm. Code 855	Prior Notification of Dividends on Common Stock and Other Distributions (P-21264/93;A-6168)
50 Ill. Adm. Code 854	Prior Notification of Transactions (P-21143/93;A-6176)
50 Ill. Adm. Code 6201	Requirements (A-2282)
50 Ill. Adm. Code 2017	Uniform Medical Claim and Billing (P-37) (A-12777)
50 Ill. Adm. Code 2901	Workers' Compensation Self Insurance' Regulation (A-12785)
INVESTMENT, ILLINOIS STATE BOARD	
80 Ill. Adm. Code 2700	State (of Ill.) Employees' Deferred Compensation Plan (P-19755/93;A-7224)
JOINT COMMITTEE ON ADMINISTRATIVE RULES	
1 Ill. Adm. Code 260	Complaint Reviews (P-13233/93;A-4705) (CC-7495)
1 Ill. Adm. Code 255	Distribution of Database Information (E-5359;P-8792) (A-13063)
1 Ill. Adm. Code 245	Expedited Corrections (P-13248/93;A-4720) (CC-7496)
1 Ill. Adm. Code 250	Five Year Evaluation of All Existing Rules (P-13257/93;A-4728)
1 Ill. Adm. Code 210	General Policies (P-13268/93;A-4739) (CC-7497)

1 Ill. Adm. Code 230	Review of Emergency Rulemaking (P-13233/93;A-1233) (CC-7498)
1 Ill. Adm. Code 240	Review of Peremptory Rulemaking (P-13294/93;A-4745) (CC-7499)
1 Ill. Adm. Code 220	Review of Proposed Rulemaking (P-13307/93;A-4758) (CC-7500)
LABOR, DEPARTMENT OF	
56 Ill. Adm. Code 350	Health & Safety (P-1672) (O-12066)
LIEUTENANT GOVERNOR, OFFICE OF THE	
47 Ill. Adm. Code 600	Keep Ill. Beautiful Program (C-796)
LIQUOR CONTROL COMMISSION, ILLINOIS	
11 Ill. Adm. Code 100	The Illinois Liquor Control Commission (P-20094/93;A-4811)
LOTTERY, DEPARTMENT OF	
11 Ill. Adm. Code 1700	Hearings (P-5394) (A-11168)
11 Ill. Adm. Code 1770	Lottery (General) (P-6519) (A-13439)
LOW-LEVEL RADIOACTIVE WASTE TASK GROUP	
2 Ill. Adm. Code 2950	Information, Rulemaking and Organization (A-5889)(A-8684)
MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF	
59 Ill. Adm. Code 101	Administration (P-10688/93;A-4179)
59 Ill. Adm. Code 122	Certification Under Medicaid Rehabilitation Option for Early Intervention Program (P-3969)
59 Ill. Adm. Code 121	Early Intervention Program (P-3976)
59 Ill. Adm. Code 132	Medicaid Community Health Services Program (P-3902)
59 Ill. Adm. Code 120	Medicaid Home and Community-Based Services for Developmentally Disabled Recipients (P-3990)
59 Ill. Adm. Code 106	Service Charges (P-7583)
59 Ill. Adm. Code 258	Standards and Requirements for Pre-Admission Screening and Participating Mental Centers (P-8795)
MINES AND MINERALS, DEPARTMENT OF	
62 Ill. Adm. Code 240	Illinois Oil and Gas Act (P-22128/93;A-8061) (E-10380) (P-11696)
MOTOR VEHICLE THEFT PREVENTION COUNCIL, ILLINOIS	
2 Ill. Adm. Code 1720	Public Information, Rulemaking And Organization (A-13448)
NATURE PRESERVES COMMISSION	
17 Ill. Adm. Code 4000	Management of Nature Preserves (P-12005/93;A-2290)

17 Ill. Adm. Code 4010	Register of Land & Water Reserves (P-578) (A-7253)	35 Ill. Adm. Code 211	Definitions & General Provisions (P-12491/93;A-1253) (P-7589) (P-8331) (P-9228) (P-10536)
NORTHEASTERN ILLINOIS PLANNING COMMISSION			
35 Ill. Adm. Code 399	Fees for Reviewing Applications to Change the Boundaries of a Wastewater Facility Planning Area (P-2552;A-9470)	35 Ill. Adm. Code 304	Effluent Standards (P-15223/93;A-267;P-2560) (A-11574)
NUCLEAR SAFETY, DEPARTMENT OF			
32 Ill. Adm. Code 405	Certification of Individuals to Perform Industrial Radiography (P-3326) (A-10721)	35 Ill. Adm. Code 620	Groundwater Quality (P-5113) (A-14084)
32 Ill. Adm. Code 333	Fees for Calibration Services (P-9797/93;A-2615)	35 Ill. Adm. Code 720	Hazardous Waste Management System: General (P-337;A-6720) (P-6553) (A-12161) (P-13173)
32 Ill. Adm. Code 331	Fees for Radioactive Material Licenses (P-3045) (A-12131)	35 Ill. Adm. Code 106	Hearings Pursuant to Specific Rules (P-959;A-4230) (A-11579)
32 Ill. Adm. Code 330	Licensing of Radioactive Material (P-14417/93;A-5553)	35 Ill. Adm. Code 721	Identification and Listing of Hazardous Waste (P-357;A-6741) (P-6526) (A-12176) (P-13184)
32 Ill. Adm. Code 601	Licensing Requirements For Land Disposal Of Radioactive Waste (P-10519)	35 Ill. Adm. Code 831	Information To Be Submitted In A Compost Facility Permit Application (P-11025)
32 Ill. Adm. Code 332	Licensing Requirements For Source Material Milling Facilities (P-10701/93;A-3128)	35 Ill. Adm. Code 812	Information To Be Submitted In A Permit Application (A-12186)
32 Ill. Adm. Code 400	Notices, Instructions & Reports to Workers; Inspection (P-8655/93;A-3132)	35 Ill. Adm. Code 725	Interim Status Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-377;A-6771) (C-5011) (P-6568) (A-12191) (P-13242)
32 Ill. Adm. Code 390	Particle Accelerators (P-8666/93;A-3143)	35 Ill. Adm. Code 728	Land Disposal Restrictions (P-388;A-6799) (C-5013) (P-6535) (A-12204) (P-13257)
32 Ill. Adm. Code 350	Radiation Safety Requirements for Industrial Radiographic Operations (P-13882/93;A-7263) (EC-8956) (EC-10943)	35 Ill. Adm. Code 203	Major Stationary Sources Construction and Modification (P-18754/93;A-6335)
32 Ill. Adm. Code 351	Radiation Safety Requirements for Wireline Service Operations and Subsurface Tracer Studies (P-8674/93;A-3344)	35 Ill. Adm. Code 240	Mobile Sources (P-12021) (P-12097)
32 Ill. Adm. Code 320	Registration of Radioactive Material, Radiation Machines, and Radiation Installations (P-8693/93;A-3363)	35 Ill. Adm. Code 107	Office Of The State Fire Marshal Appeals (P-11427)
32 Ill. Adm. Code 606	Requirements For The Disposal Of Low-Level Radioactive Waste Away From The Point Of Generation (P-10524)	35 Ill. Adm. Code 218	Organic Material Emission Standards & Limitations for the Chicago Area (P-12491/93;A-1945) (P-7602) (P-9242) (P-10549)
32 Ill. Adm. Code 505	Safe Operation of Nuclear Facility Boilers & Pressure Vessels (P-15220/93;A-2317)	35 Ill. Adm. Code 219	Organic Material Emission Standards & Limitations for the Metro East Area (P-20203/93;A-4242) (P-7618) (P-9272) (P-10584)
32 Ill. Adm. Code 340	Standards For Protection Against Radiation (P-11002)	35 Ill. Adm. Code 700	Outline of Waste Disposal Regs. (P-13572)
32 Ill. Adm. Code 341	Transportation of Radioactive Material (P-13933/93;A-4196)	35 Ill. Adm. Code 105	Permits (16366/93;A-4244)
32 Ill. Adm. Code 355	Use of Radionuclides in the Healing Arts (P-20122/93;A-7308)	35 Ill. Adm. Code 201	Permits & General Provisions (P-7636) (P-8347)
32 Ill. Adm. Code 360	Use of X-Ray in the Healing Arts Including Medical, Dental, Podiatry, and Veterinary Medicine (P-3996) (A-11524)	35 Ill. Adm. Code 732	Petroleum Underground Storage Tanks (P-5403) Primary Drinking Water Standards (P-7642) (A-12292)
POLLUTION CONTROL BOARD			
		35 Ill. Adm. Code 611	Procedural Requirements For All Landfills Exempt From Permits (A-12385)
		35 Ill. Adm. Code 815	Procedural Requirements for Permitted Landfills (RQ-12409/93;EC-7501) (EC-3018) (A-12389)
		35 Ill. Adm. Code 813	Procedural Requirements For Permitting Compost Facilities (P-11033)
		35 Ill. Adm. Code 832	Procedures For Permit Issuance (P-13594)
		35 Ill. Adm. Code 705	RCRA and UIC Permit Programs (P-406;A-6918) (P-13613)
		35 Ill. Adm. Code 702	

ILLINOIS REGISTER		ILLINOIS REGISTER	
CUMULATIVE INDEX		CUMULATIVE INDEX	
Vol. 18, Issue #36	September 9, 1994	Vol. 18, Issue #36	September 9, 1994
35 Ill. Adm. Code 703	RCRA Permit Program (P-419;A-6898) (P-6580) (A-12393) (P-13646)	68 Ill. Adm. Code 1283	Marriage and Family Therapy Licensing Act (P-5477) (A-10752)
35 Ill. Adm. Code 817	Requirements for New Steel and Foundry Industry (P-6246) (A-12412)	68 Ill. Adm. Code 1285	Medical Practice Act of 1987 (RQ-21209/93;EC-312)
35 Ill. Adm. Code 807	Solid Waste (A-12415)	68 Ill. Adm. Code 1360	Podiatric Medical Practice Act Of 1987 (P-11451)
35 Ill. Adm. Code 810	Solid Waste Disposal: General Provisions (P-8702/93;A-1268) (A-12452)	68 Ill. Adm. Code 1375	Professional Counselor and Clinical Professional Counselor Licensing Act (P-7986)
35 Ill. Adm. Code 830	Standards For Compost Facilities (P-11040)	68 Ill. Adm. Code 1455	Real Estate Appraiser Certificates (P-16379/93;A-2379) (P-2733;A-8428)
35 Ill. Adm. Code 814	Standards for Existing Landfills & Units (P-8714/93;A-1284) (E-8488) (A-12458)	68 Ill. Adm. Code 1480	Structural Engineering Licensing Act of 1989 (P-5749)
35 Ill. Adm. Code 811	Standards for New Solid Waste Landfills (P-8726/93;A-1308) (C-4434) (EC-7504) (A-12472)	68 Ill. Adm. Code 1380	The Professional Engineering Practice Act Of 1989 (P-10619)
35 Ill. Adm. Code 724	Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities (P-439;A-6973) (C-5015) (P-6641) (A-12482) (P-13295)	68 Ill. Adm. Code 1500	Veterinary Medicine and Surgery Practice Act (P-5758) (A-11212)
35 Ill. Adm. Code 726	Standards for the Management of Specific Hazardous Waste and Specific Types of Hazardous Waste Management Facilities (P-6600) (A-12488)	PUBLIC AID, DEPARTMENT OF	
35 Ill. Adm. Code 739	Standards for the Management of Used Oil (P-455;A-6931) (C-5017) (P-13310)	89 Ill. Adm. Code 112	Aid to Families with Dependent Children (P-2753;A-4546) (P-19436/93;A-5909) (P-22247/93;A-6994) (P-7208) (P-2587/93;A-8703) (A-10774) (P-11461) (A-12805)
35 Ill. Adm. Code 704	UIC Permit Program (P-13335) (P-13675)	89 Ill. Adm. Code 113	Aid to the Aged, Blind or Disabled (P-13380/93;A-2018) (P-4562) (P-21982/93;A-7759) (A-12818)
35 Ill. Adm. Code 730	Underground Injection Control Operating Requirements (P-13712)	89 Ill. Adm. Code 111	Assistance Standards (P-18764/93;A-2029) (P-22262/93;A-7009)
35 Ill. Adm. Code 212	Visible & Particulate Matter Emissions (P-967) (A-11587)	89 Ill. Adm. Code 160	Child Support Enforcement (P-497) (P-12067/93;A-6977) (A-12052) (P-12604)
35 Ill. Adm. Code 303	Water Use Designations & Site Specific Water Quality Standards (P-8726/93;A-2981) (A-13457)	89 Ill. Adm. Code 170	Demonstration Programs (P-19440/93;A-3372)
PROFESSIONAL REGULATION, DEPARTMENT OF		89 Ill. Adm. Code 144	Developmental Disabilities Services (P-11079) (E-11314)
68 Ill. Adm. Code 1175	Barber, Cosmetology, Esthetics, and Nail Technology Act (P-20217/93;A-4856)	89 Ill. Adm. Code 149	Diagnosis Related Grouping (DRG) Prospective Payment System (PPS) (P-15243/93;A-3378)
68 Ill. Adm. Code 1505	Certified Veterinary Technicians (P-5737) (A-11180)	89 Ill. Adm. Code 121	Food Stamps (P-18425/93;A-2033) (P-21991/93;A-8921) (P-2178;A-8921) (E-2509) (P-16405/93;A-3427) (P-4575) (P-6251) (A-12829) (A-14103)
68 Ill. Adm. Code 1400	Clinical Psychologist Licensing Act (P-2566) (A-11191)	89 Ill. Adm. Code 114	General Assistance (P-19443/93;A-3436) (P-4586) (P-22308/93;A-7390) (A-12839)
68 Ill. Adm. Code 1470	Clinical Social Work & Social Work Practice Act (P-8435/93;A-2370)	89 Ill. Adm. Code 152	Hospital Reimbursement Changes (P-1677; A-10141) (E-2150)
68 Ill. Adm. Code 1315	Ill. Occupational Therapy Practice Act (P-590;A-7373) (P-11447)	89 Ill. Adm. Code 148	Hospital Services (O-12067) (P-12611) (E-12857) (A-14117)
68 Ill. Adm. Code 1270	Ill. Professional Land Surveyor Act of 1989 (P-14550/93;A-5900) (P-9849)	89 Ill. Adm. Code 148, Refu	Hospital Services (R-14161)
68 Ill. Adm. Code 1465	Ill. Speech-Language Pathology & Audiology Practice Act (P-7194) (A-12794)	89 Ill. Adm. Code 153	Long Term Care Reimbursement Changes (P-1686; A-10154) (E-2159) (P-11082) (E-11380)
68 Ill. Adm. Code 1150	Illinois Architecture Practice Act Of 1989 (P-11337/93; RC-10500) (A-10736)	89 Ill. Adm. Code 120	Medical Assistance Programs (P-13392/93;A-2051) (P-4063) (P-221266/93;A-5934) (P-22321/93;A-8718) (A-11231)
68 Ill. Adm. Code 1200	Illinois Certified Shorthand Reporters Act Of 1984 (P-12103)		

ILLINOIS REGISTER			ILLINOIS REGISTER		
Vol. 18, Issue #36	CUMULATIVE INDEX	September 9, 1994	Vol. 18, Issue #36	CUMULATIVE INDEX	September 9, 1994
89 Ill. Adm. Code 140	Medical Payment (P-18436/93;A-3620) (P-17736/93;A-3620) (P-15444/93;A-4250) (P-4077) (P-4597) (W-8730) (P-5778) (P-9296) (P-18768/93;A-5951) (P-10637) (E-10922) (C-10942) (P-11088) (A-11244) (O-12068) (A-14126)		77 Ill. Adm. Code 610	Local Health Department Development Grant Rules (P-14824/93;A-4310)	
89 Ill. Adm. Code 104	Practice In Administrative Hearings (A-11260) (P-12613)		77 Ill. Adm. Code 615	Local Health Protection Grant Rules (P-17798/93; A-4320) (PR-17741/93; AR-4317)	
89 Ill. Adm. Code 115	Refuges/Entrant/Repatriate Program (P-9346)		77 Ill. Adm. Code 390	Long-term Care for Under Age 22 Facilities Code (P-12128/93;A-1453) (P-4924) (P-11771) (P-3069/93;A-4380)	
89 Ill. Adm. Code 147	Reimbursement for Nursing Costs for Geriatric Facilities (P-14803/93;A-2405) (P-18788/93;A-4274)		77 Ill. Adm. Code 630	Maternal and Child Health Services Code (P-3069/93;A-4380)	
89 Ill. Adm. Code 117	Related Program Provisions (P-21158/93;A-3746) (P-22007/93;A-7403)		77 Ill. Adm. Code 600	Minimum Qualifications for Personnel Employed by Local Departments Code (P-14806/93;A-4476) (PR-14831/93;AR-4422)	
89 Ill. Adm. Code 102	Rights and Responsibilities (P-15461/93;A-273) (P-2602;A-8938) (P-13723)		77 Ill. Adm. Code 597	Nursing Education Scholarships (P-8590)	
PUBLIC HEALTH, DEPARTMENT OF			77 Ill. Adm. Code 593	Podiatric Scholarship & Residency Programs Code (A-11987)	
77 Ill. Adm. Code 697	AIDS Confidentiality and Testing Code (P-8848)		77 Ill. Adm. Code 210	Posturgical Recovery Care Center Demonstration Program Code (P-22333/93; O-10501) (MR-13152)	
77 Ill. Adm. Code 692	AIDS Drug Reimbursement Program (P-12590/93;A-1427) (P-11107)		77 Ill. Adm. Code 505	Pregnancy Termination Report Code (P-13631/93; A-533)	
77 Ill. Adm. Code 598	Allied Health Care Professional Assistance Law (P-3077) (A-11931)		77 Ill. Adm. Code 960	Preventive Health & Health Services Block Grant Programs (P-2180) (P-2205)	
77 Ill. Adm. Code 205	Ambulatory Surgical Treatment Center Licensing Requirements (P-6653) (A-11939)		77 Ill. Adm. Code 547	Regional Ambulance Services Code (P-95;A-6340)	
77 Ill. Adm. Code 970	Breast & Cervical Cancer Research Fund Rules (P-9354) (E-9549)		77 Ill. Adm. Code 420	Rules and Regulations to Carry Out Provisions of Titles XVIII and XIX of the Social Security Act Relating to Skilled Nursing and Intermediate Care Facilities (PR-103)	
77 Ill. Adm. Code 665	Child Health Examination Code (P-2697/93;A-4296)		77 Ill. Adm. Code 100	Rules of Practice and Procedure in Administrative Hearings (P-12153/93;A-5980)	
77 Ill. Adm. Code 690	Communicable Disease Control & Immunizations (P-1690; A-10158)		77 Ill. Adm. Code 1400	Sale of Bonds (P-4538)	
77 Ill. Adm. Code 693	Control of Sexually Transmissible Diseases Code (P-8850)		77 Ill. Adm. Code 330	Sheltered Care Facilities Code (P-12188/93;A-1475) (P-4942) (P-11829)	
77 Ill. Adm. Code 594	Distribution of Medical Student Scholarship Payback Funds (P-8572)		77 Ill. Adm. Code 300	Skilled Nursing & Intermediate Care Facilities Code (P-12205/93;A-1491) (P-4961) (P-11873)	
77 Ill. Adm. Code 900	Drinking Water Systems Code (P-10640)		77 Ill. Adm. Code 270	Subacute Care Hospital Demonstration Program Code (P-9654/93;A-2424)	
77 Ill. Adm. Code 635	Family Planning (P-19882/93;A-5969)		77 Ill. Adm. Code 672	WIC Vendor Management Code (P-12228/93;A-2450) (E-13125)	
77 Ill. Adm. Code 250	Hospital Licensing Requirements (P-46) (A-11945)		PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD		
77 Ill. Adm. Code 340	Ill. Veterans' Homes Code (E-10391) (P-12955)		77 Ill. Adm. Code 1130	Health Facilities Planning Procedural Rules (P-8861) (P-8867)	
77 Ill. Adm. Code 790	Illinois Formulary for the Drug Product Selection Program (PR-3202) (P-3205) (ER-3755) (E-3778)		77 Ill. Adm. Code 1100	Narrative and Planning Policies (P-12606/93;A-2986) (P-8144/93;A-8448) (P-9357)	
77 Ill. Adm. Code 245	Illinois Home Health Agency Code (P-747/93;A-2414)		77 Ill. Adm. Code 1110	Processing, Classification Policies and Review Criteria (P-12593/93;A-2993) (P-8149/93;A-8455) (P-9364)	
77 Ill. Adm. Code 596	Illinois Rural Health Code (P-3086) (A-11971)		RACING BOARD, ILLINOIS		
77 Ill. Adm. Code 540	Illinois Trauma Center Code (P-12101/93;A-2620)		11 Ill. Adm. Code 206	Board Meetings (P-112;A-7407)	
77 Ill. Adm. Code 920	Illinois Water Well Construction Code (P-11113)		11 Ill. Adm. Code 208	Charitable Funds (P-115;A-7410)	
77 Ill. Adm. Code 350	Intermediate Care for the Developmentally Disabled Facilities Code (P-12104/93; A-1432) (P-4904) (P-11714)				
77 Ill. Adm. Code 845	Lead Poisoning Prevention (P-8021)				

Vol. 18, Issue #36	ILLINOIS REGISTER CUMULATIVE INDEX	September 9, 1994
11 Ill. Adm. Code 510	Claiming Races (P-15790/93;A-2064) (P-5500) (A-11607)	
11 Ill. Adm. Code 1405	Clerk of the Scales (P-5503) (A-11610)	
11 Ill. Adm. Code 1422	Corrupt Practices (P-12036)	
11 Ill. Adm. Code 1304	Definitions (P-19033/93;A-2088)	
11 Ill. Adm. Code 210	Definitions (P-19057/93;A-2072) (P-13342)	
11 Ill. Adm. Code 401	Definitions (P-10030/93;A-2087)	
11 Ill. Adm. Code 501	Definitions & Interpretations (P-19040/93;A-2089)	
11 Ill. Adm. Code 1401	Definitions & Interpretations (P-19050/93;A-2090)	
11 Ill. Adm. Code 1413	Entries, Subscriptions and Declarations (P-5505) (A-11612) (P-12038)	
11 Ill. Adm. Code 207	Executive Secretary (P-124;A-7418)	
11 Ill. Adm. Code 1320	Forbidden Conduct (P-12041)	
11 Ill. Adm. Code 1313	General Licensee Rules (P-6680)	
11 Ill. Adm. Code 204	Hearings and Enforcement Proceedings (P-126;A-7419)	
11 Ill. Adm. Code 1411	Jockeys, Apprentice Jockeys, Agency & Valets (P-19892/93;A-2092)	
11 Ill. Adm. Code 502	Licensing (P-5508) (A-11615)	
11 Ill. Adm. Code 509	Medication (P-2832;A-7428) (P-5795) (E-6019) (O-8504) (M-9562) (P-12043)	
11 Ill. Adm. Code 405	Pari-Mutuels (P-2838) (A-11999) (C-12886) (P-13359) (RQ-14165)	
11 Ill. Adm. Code 308	Pick (N) Pools (P-1773;A-7433)	
11 Ill. Adm. Code 438	Pick N Wagering Pool (PR-2841;AR-7439)	
11 Ill. Adm. Code 415	Programs (P-13362)	
11 Ill. Adm. Code 1440	Quarter Horse Racing (P-15799/93;A-2098)	
11 Ill. Adm. Code 1415	Starting (P-5512) (A-11620)	
11 Ill. Adm. Code 311	Superfecta (P-1780;A-7440)	
11 Ill. Adm. Code 433	Totalizer Operations (P-1773;A-7443)	
11 Ill. Adm. Code 409	Trifecta (P-12622)	
REHABILITATION SERVICES, DEPARTMENT OF		
89 Ill. Adm. Code 515	Advisory Councils (P-2846) (A-11623)	
89 Ill. Adm. Code 557	Application (P-12048) (P-12625)	
89 Ill. Adm. Code 553	Assessment For Determining Eligibility And Rehabilitation Needs (P-13048)	
89 Ill. Adm. Code 688	Illinois-Long-Term Care Partnership Demonstration Program (P-4093) (A-11267)	
89 Ill. Adm. Code 830	Non-Academic Programs and Policies (P-6267)	
89 Ill. Adm. Code 640	Projects with Industry (P-4097) (A-11271)	
89 Ill. Adm. Code 546	Public Use of DORS Facilities (P-1784; A-10241)	
89 Ill. Adm. Code 590	Services (P-3106) (A-11275)	
REVENUE, DEPARTMENT OF		
86 Ill. Adm. Code 430	Bingo License and Tax Act (P-4101) (A-12501)	
86 Ill. Adm. Code 435	Charitable Games Act (P-4109) (A-11629)	

Vol. 18, Issue #36	ILLINOIS REGISTER	CUMULATIVE INDEX	September 9, 1994
86 Ill. Adm. Code 100	Income Tax (P-15471/93;A-1510)	(P-17861/93;A-2494) (P-21163/93;A-7768)	
	(P-9377)		
86 Ill. Adm. Code 500	Motor Fuel Tax (CC-4451)		
86 Ill. Adm. Code 750	Payment of Taxes by Electronic Funds Transfer		
	(P-6112)		
86 Ill. Adm. Code 432	Pull Tabs and Jar Games Act (P-4117) (A-11636)		
86 Ill. Adm. Code 120	Real Estate Transfer Tax (P-1789) (A-12849)		
86 Ill. Adm. Code 130	Retailers' Occupation Tax (P-982)		
	(P-15501/93;A-1537) (P-6684)		
86 Ill. Adm. Code 140	Service Occupation Tax (P-15515/93;A-1550)		
86 Ill. Adm. Code 160	Service Use Tax (P-15522/93;A-1557)		
86 Ill. Adm. Code 700	Uniform Penalty & Interest Act		
	(P-16421/93;A-1561) (P-9394)		
86 Ill. Adm. Code 150	Use Tax (P-15527/93;A-1584)		
SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF			
38 Ill. Adm. Code 1075	Savings Bank Act (E-7016) (P-9858)		
SECRETARY OF STATE			
14 Ill. Adm. Code 150	Business Corporation Act (P-1793;A-7783)		
92 Ill. Adm. Code 1040	Cancellation, Revocation or Suspension of Licenses or Permits (P-1797;A-7447) (P-2608; RC-10502) (P-2853) (A-10853) (A-11644)		
	(P-12117)		
92 Ill. Adm. Code 1060	Commercial Driver Training Schools		
	(P-142;A-7788)		
23 Ill. Adm. Code 3030	Ill. Library System Act (P-19072/93;A-7452)		
	(RQ-12002) (EC-13154)		
92 Ill. Adm. Code 1070	Ill. Safety Responsibility Law (P-2217) (C-3016)		
	(A-10909)		
23 Ill. Adm. Code 3070	Illinois State Library Training Program Grants		
	(P-19460/93;A-4981)		
92 Ill. Adm. Code 1030	Issuance of Licenses (P-993;A-7478)		
	(P-15803/93;A-1591) (P-11924)		
23 Ill. Adm. Code 3040	Literacy Grant Program (P-18441/93;A-4990)		
92 Ill. Adm. Code 1001	Procedures and Standards (P-7731) (E-7916)		
23 Ill. Adm. Code 3060	Public Library Construction Grants		
	(P-18687/93;A-4996)		
1 Ill. Adm. Code 100	Rulemaking (P-7087) (A-13067)		
14 Ill. Adm. Code 180	Uniform Commercial Code (P-18793/93;A-2101)		
STATE POLICE MERIT BOARD, DEPARTMENT			
2 Ill. Adm. Code 2050	Public Information, Rulemaking and Organization		
	(A-6019)		
STUDENT ASSISTANCE COMMISSION, ILLINOIS			
23 Ill. Adm. Code 2771	College Savings Bond Bonus Incentive Grant (Big)		
	Program (P-1006; A-10246)		

ILLINOIS REGISTER			September 9, 1994			ILLINOIS REGISTER			September 9, 1994		
CUMULATIVE INDEX			Vol. 18, Issue #36			CUMULATIVE INDEX			Vol. 18, Issue #36		
23 Ill. Adm. Code 2720	Federal Family Education Loan Program (P-1013; A-10254)	23 Ill. Adm. Code 2772	Fellowship, Traineeship & Scholarship Programs (CC-10279)	23 Ill. Adm. Code 2700	General Provisions (P-1037; A-10282)	23 Ill. Adm. Code 2731	Grant Programs for Dependents of Correctional Officers (P-1054; A-10299)	23 Ill. Adm. Code 2730	Illinois National Guard Grant Program (P-1058; A-10303)	23 Ill. Adm. Code 2733	Illinois Veteran Grant (IVG) Program (P-1064; A-10309)
23 Ill. Adm. Code 2761	Merit Recognition Scholarship (MRS) Program (P-1073; A-10318)	23 Ill. Adm. Code 2763	Minority Teachers of Ill. (MTI) Scholarship Program (P-1080; A-10325)	23 Ill. Adm. Code 2762	Paul Douglas Teacher Scholarship Program (P-1089; A-10333)	23 Ill. Adm. Code 2732	Police Officer/Fire Officer Survivor Grant Program (P-1098; A-10342)	23 Ill. Adm. Code 2760	State Scholar Program (P-1803; A-10346)	23 Ill. Adm. Code 2770	Student to Student (STS) Program of Matching Grants (P-1102; A-10354)
TEACHERS' RETIREMENT SYSTEMS OF THE STATE OF ILLINOIS											
80 Ill. Adm. Code 1650	The Administration and Operation of the Teachers' Retirement System (P-22487/93; A-6349) (P-8904) (E-8949) (O-12069) (M-12880)										
TRANSPORTATION, DEPARTMENT OF											
92 Ill. Adm. Code 451	Administrative Requirements For Official Testing Stations (P-13729)										
92 Ill. Adm. Code 14	Aviation Safety (P-5796) (A-13461)										
92 Ill. Adm. Code 177	Carriage by Public Highway (P-21305/93; A-7852)										
92 Ill. Adm. Code 700	Construction in Floodways of Rivers, Lakes & Streams (P-607; A-8167) (E-790)										
92 Ill. Adm. Code 180	Continuing Qualification & Maintenance of Packaging (P-21310; A-7857)										
92 Ill. Adm. Code 397	Driving & Parking (P-13686/93; A-736)										
92 Ill. Adm. Code 392	Driving of Motor Vehicles (P-13690/93; A-740) (P-2909; A-10359)										
92 Ill. Adm. Code 600	Employee Commute Options (P-12613/93; A-540)										
92 Ill. Adm. Code 708	Floodway Construction in Northeastern Ill. (P-1811) (A-11284)										
92 Ill. Adm. Code 171	General Information, Regulations and Definitions (P-21314/93; A-7861)										
92 Ill. Adm. Code 172	Hazardous Materials Table and Hazardous Materials (P-21326/93; A-7874)										
92 Ill. Adm. Code 395	Hours of Service of Drivers (P-13693/93; A-743)										
NOTICE OF PUBLIC HEARINGS											
UNIVERSITY OF ILLINOIS, THE BOARD OF TRUSTEES OF											
23 Ill. Adm. Code 1300	Certificate of Certified Accountants (P-5515) (A-14143)										
89 Ill. Adm. Code 1200	Program Content & Guidelines for Division of Specialized Care for Children (P-7780/93; A-2104)										
AGRICULTURE, DEPARTMENT OF											
8 Ill. Adm. Code 30; Animal Control Act	11666										
8 Ill. Adm. Code 110; Animal Diagnostic Laboratory Act	11667										

8 Ill. Adm. Code 25; Animal Welfare Act 11668
8 Ill. Adm. Code 70; Horsemeat 11669
8 Ill. Adm. Code 35; Humane Care For Animals Act 11670
8 Ill. Adm. Code 50; Humane Slaughter Of Livestock 11671
8 Ill. Adm. Code 90; Illinois Dead Animal Disposal Act 11672
8 Ill. Adm. Code 515; Refrigerated Warehouses Act 11673

CARNIVAL-AMUSEMENT SAFETY BOARD
56 Ill. Adm. Code 6000; Carnival and Amusement Ride Inspection Law 6187

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF
89 Ill. Adm. Code 406; Licensing Standards for Day Care Homes 5363
89 Ill. Adm. Code 408; Licensing Standards for Group Day Care Homes 5364

EDUCATION, STATE BOARD OF
23 Ill. Adm. Code 401; Nonpublic Special Education Facilities 10507

PROFESSIONAL REGULATION, DEPARTMENT OF
68 Ill. Adm. Code 1375; Professional Counselor and Clinical Professional Licensing Act 8200

PUBLIC HEALTH, DEPARTMENT OF/HEALTH FACILITIES PLANNING BOARD
77 Ill. Adm. Code 1130; Health Facilities Planning Procedural Rules 10948
77 Ill. Adm. Code 1100; Narrative & Planning Policies 10950
77 Ill. Adm. Code 1110; Processing, Classification Policies And Review Criteria 10952
77 Ill. Adm. Code 830; Structural Pest Control Code 2174

PUBLIC INFORMATION

AGRICULTURE, DEPARTMENT OF

Animal Diagnostic Laboratory Act 2527

ATTORNEY GENERAL

Proposed Consent Decree pursuant to the Comprehensive Environment Response, Compensation & Liability Act & the Ill. Environmental Protection Act; Amoco Chemical/Joliet Landfill 3035

BANKS AND TRUST COMPANIES, COMMISSIONER OF

Notice Of Acceptance Of An Application For Banc One Corporation, Columbus, Ohio To Acquire American Holding Co. Of Glencoe, Ill. 13504
Notice Of Acceptance Of An Application For The Bank Of Tokyo, Ltd., Tokyo, Japan To Acquire The Chicago-Tokyo Bank, Chicago, Ill. 10954

Notice of Acceptance of an Application; AMBANC Corp., Vincennes, Indiana To Acquire Lincolnland Bancshares, Inc., Casey, Ill. 7511
Notice of Acceptance of an Application; BankAmerica Corporation, San Francisco, California To Acquire Continental Bank Corporation, Chicago, Illinois 9656
Notice Of Acceptance Of An Application-First Of America Bank Corporation, Kalamazoo, Michigan To Acquire First Park Ridge Corporation, Chicago, Illinois 13162
Notice of Public Meeting of the Illinois Fiduciary Advisory Committee 556
Notice of Public Meeting-State Banking Board of Ill. and the Board of Trustees of the Ill. Bank Examiner's Education Foundation 2528
Notice of Public Meetings of the State Banking Board of Illinois and the Board of Trustees of the Illinois Bank Examiners' Education Foundation on June 28, 1994 9657

ENVIRONMENTAL PROTECTION AGENCY

Listing of Derived Water Quality Criteria 318
Listing of Derived Water Quality Criteria 8734
Listing Of Derived Water Quality Criteria 14166
Notice Of Proposed Settlement-People V. Burlington Northern Railroad Company et al. 10955

FINANCIAL INSTITUTIONS, DEPARTMENT OF

Notice Of Names Of Persons Appearing To Be Owners Of Unclaimed Property Whose Last Known Addresses are in Certain States 12887

INSURANCE, DEPARTMENT OF

Long-Term Care Partnership Insurance 4464

POLLUTION CONTROL BOARD

Notice Pursuant to Ill. Rev. Stat. 1991, Ch. 111 1/2, Par. 1007.2(b) 415 ILCS 5/7.2(b) 3154

PUBLIC AID, DEPARTMENT OF

Proposed change in Reimbursements to Hospitals under the Medicaid Program 5020
Requests For Copies Of The Waivers To The Medicaid Program To Implement Provisions Of The Integrated Health Care Program 12003

REVENUE, DEPARTMENT OF

Index Of Letter Rulings (1993 - 3rd Quarter) (ROT) 7512
Index Of Letter Rulings (1993 - 4th Quarter) (Income Tax) 7552
Index Of Letter Rulings (1993 - 4th Quarter) (ROT) 7953
Index Of Letter Rulings (1994 - 1st Quarter) (Income Tax) 10956
Index Of Letter Rulings (1994 - 2nd Quarter) (Income Tax) 12070

Private Letter Rulings, Illinois Department of Labor Sunshine
Act 20 ILCS 2515/1, et seq. 7028
The Uniform Penalty & Interest Act 11388

REGULATORY AGENDA

AGRICULTURE, DEPARTMENT OF

Swine Disease Control And Eradication Act; 8 Ill. Adm. Code
105 11674

REGULATORY FLEXIBILITY ANALYSIS

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

Notice of Regulatory Flexibility Impact Analysis
2533, 2534, 3037, 3793, 3794, 4466, 6452, 6453, 7068, 7069,
8957, 8958, 8959, 10508, 11676, 11677

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Meeting of January 11, 1994 326
Meeting of February 15, 1994 2535
Meeting of March 22, 1994
Meeting of April 19, 1994 6023
Meeting of May 17, 1994 7544
Meeting of June 14, 1994 8742
Agenda for Meeting of July 19, 1994 11389
Agenda for Meeting of August 16, 1994 12555
Agenda for Meeting of September 13, 1994 14175

SECOND NOTICES RECEIVED

334, 557, 801, 1658, 2175, 2543, 2668, 3038, 3156, 3795, 4474, 5022,
5365, 5711, 6029, 6188, 6455, 7072, 7552, 7961, 8202, 8505, 8752,
8960, 9658, 10509, 10971, 11396, 11678, 12004, 12084, 12559, 12928,
13163, 13505, 14182

EXECUTIVE ORDERS AND PROCLAMATIONS

EXECUTIVE ORDERS

94-1 The Illinois Task Force on School-To-Work
Transition 1659
94-2 Executive Order Creating The Illinois Commission
on Regulatory Review 1661
94-3 Flood Transfer III 2669
94-4 Danville Sewage Treatment Facility 7074
94-5 Revocation of Executive Order Number 7(1985)
10510

94-6 Executive Order Creating An Advisory Panel On TRS
Retiree Health Insurance 13508

PROCLAMATIONS

93-553 Financial Literary for Youth Month 336
93-554 Religious Freedom Day 559
93-555 Franchising Week 559
93-556 Self-Esteem Month 560
94-1 Black Data Processing Associates Day 802
94-2 Sertoma National Heritage Freedom Week 802
94-3 Alcoholism Halfway House Days 803
94-4 Bangladesh Day 803
94-5 Catholic Schools Week 804
94-6 Land Surveyors' Month 804
94-7 Dr. Martin Luther King Jr. Day/Day of Tribute 804
94-8 African-American Unity March Day 2546
94-9 Human Services Week 2546
94-10 Ivan And Ruth Frick Day 2547
94-11 Week of the High Risk Child 2547
94-12 African-American History Month 2548
94-13 Free Enterprise Week 2548
94-14 International Festival Week 2549
94-15 Martina Navratilova Days 2550
94-16 Save A Life Day 2550
94-17 Student Financial Aid Awareness Month 2550
94-18 Self-Esteem Week 2574
94-19 Long-Term Care Administrators Week 2674
94-20 Nursing Home Week 2674
94-21 Kiwanis Week 2675
94-22 AFS Host Family Recognition Week 2675
94-23 Little City Foundation/Chicago Luvabulls Super
Bowl Party Day 2676
94-24 National People's Action Take Back Our Streets and
Communications Day 2676
94-25 Toughlove Programs Against Violence Month/Day
Against Violence 2677
94-26 FFA Week 2677
94-27 Child Passenger Safety Month 2678
94-28 Dr. Carter G. Woodson Day 2679
94-29 Four Chaplins Sunday 2679
94-30 Lithuanian Independence Day 2680
94-31 Seed Month 2680
94-32 Post Anesthesia Nurses Awareness Week 2681
94-33 Dick Helton Day 2681
94-34 Engineers Week 3040
94-35 Future Business Leaders of America-Phi Lambda Week
3040
94-36 GFWC Waukegan Woman's Club Day 3040
94-37 Manufacturing Week 3041
94-38 Marketing Week 3042
94-39 Multiple Sclerosis Awareness Month 3042

ILLINOIS REGISTER		ILLINOIS REGISTER	
Vol. 18, Issue #36	CUMULATIVE INDEX	Vol. 18, Issue #36	CUMULATIVE INDEX
September 9, 1994		September 9, 1994	
94-40 Nutrition Month	3042	94-87 Chicago Latino Film Festival Days	5369
94-41 Reading Is Fun Week	3043	94-88 Student Council Week	5370
94-42 Tornado Preparedness Week	3043	94-89 U.S. Savings Bond Campaign Month	5370
94-43 Representative Bob Olson Day	3044	94-90 High Blood Pressure and Stroke Awareness Month	5712
94-44 Doctor's Day	3157	94-91 Irish American Heritage Month	5712
94-45 African American Contractors Day	3157	94-92 Youth Temperance Education Week	5713
94-46 American Red Cross Month	3157	94-93 Arbor Day in Palos Heights	5713
94-47 Chicago Academy for The Arts-5th Annual Dessert Classic Day	3158	94-94 Federal Employee of the Year Day	5714
94-48 Chronic Fatigue Syndrome Awareness Month	3159	94-95 Henrietta Sisk Day	5714
94-49 National American Business Club Month	3159	94-96 Lake and Watershed Management Month	5715
94-50 School Breakfast Week	3160	94-97 Medical Laboratory Week	5716
94-51 School Social Work Week	3160	94-98 Motorcycle Awareness Month	5716
94-52 Denim Day	3161	94-99 Nurses: The Heart of the Health Care Team Day	5716
94-53 Dental Assistants Recognition Week	3162	94-100 Public Health Month	5717
94-54 Employ The Older Worker Week	3162	94-101 Rural Electric and Telephone Youth Day	5718
94-55 Breastfeeding Promotion Month	3797	94-102 Student-Athlete Day	5718
94-56 Herman M. Finch Day	3797	94-103 Call Before You Dig Month	6031
94-57 Music Education Day At The Capitol	3798	94-104 Continuity Of Care Week	6031
94-58 Cartamedas Day	3798	94-105 D.A.R.E. Day	6032
94-59 Dugage Symphony Orchestra Day	3799	94-106 Illinois Community College Month	6032
94-60 Eye Donor Awareness Month	3800	94-107 Sexual Assault Awareness Month	6033
94-61 Southern Illinois University Quasiquintennial Day	3800	94-108 STD Awareness Month	6033
94-62 Apprenticeship Week	4475	94-109 Women's Federation For World Peace Days	6034
94-63 Building Safety Week	4475	94-110 American Association for Affirmative Action Days	6034
94-64 Greek Independence Day	4476	94-111 Illinois State Quartet Convention Week	6035
94-65 Malcolm X College Career Expo Day	4476	94-112 Probation Officer Day	6035
94-66 Professional Social Workers Month	4477	94-113 Professional Secretaries Week/Professional Secretaries Day	6036
94-67 Casimir Pulaski Day	4477	94-114 Saving Month	6036
94-68 Alcohol Awareness Month/Illinois State Youth Forum Day	5024	94-115 Soccer In The Street Day	6036
94-69 Certified Nurse Assistant Day	4478	94-116 Telecommunicator Week	6037
94-70 Curtis Mayfield Day	4478	94-117 Infant Immunization Week	6037
94-71 Licensed Practical Nurse Week	4479	94-118 Natural Resources Stewardship Month	6038
94-72 Long-Term Care Nurses Week	4480	94-119 Holocaust Commemoration Month	6190
94-73 Volunteer Week	4480	94-119 Holocaust Commemoration Month (Revised)	6199
94-74 Youth Art Month	4481	94-120 Illinois Cancer Pain Awareness Week	6190
94-75 Parents Inservice Conference Days	4481	94-121 Emergency Medical Services Week	6190
94-76 Bob Leininger Day	4482	94-122 Home Safety Week	6191
94-77 Chicago Opportunity Days	5024	94-123 Manufactured Housing Month	6191
94-78 Mental Retardation And SPARC Awareness Month	5025	94-124 Month of the Young Child	6192
94-79 Tree City USA Month	5025	94-125 Organ And Tissue Donor Awareness Week	6193
94-80 Agriculture Day	5026	94-126 Queen Isabella Day	6193
94-81 Tibetan Day	5367	94-127 Week of the Young Child	6194
94-82 Violence Prevention Month	5367	94-128 Harry Caray Day	6195
94-83 Bicycle Helmet and Safety Awareness Week	5368	94-129 Logistics Week	6195
94-84 Free Paper Week	5368	94-130 AIDS Awareness Day/AIDS Walk Springfield Day	6196
94-85 VA West Side Medical Center Women's History Month	5368	94-131 American POW Recognition Day	6196
94-86 Camp Fire Boys and Girls Day	5369	94-132 James S. Kemper, Jr. Day	6197
		94-133 Jewish Cultural Week	6197
		94-134 Pakistan Day	6197

ILLINOIS REGISTER			September 9, 1994
Vol. 18, Issue #36	CUMULATIVE INDEX		
94-135 Purple Bows For Cancer's 2nd Introduction Day	6198	94-182 Cytotechnology Day	7964
94-136 Chicago Youth Symphony Orchestra Day	6198	94-183 Drinking Water Week	7965
94-137 Crime Victims Rights Week	6199	94-184 George Tammanga Day	7965
94-138 Israel Independence Day	6200	94-185 Holy Name of Mary Parish Women's Day	7966
94-139 Louis B. Kuhn Day	6200	94-186 Law Day	7966
94-140 Tuftonia's Week	6201	94-187 Mathematics Awareness Week	7967
94-141 Disaster Area-Douglas County	6457	94-188 Metropolitan Pier and Exposition Authority Employee Longevity Day	7967
94-142 Disaster Area-Calhoun, Green and Jersey Counties	6457	94-189 Mother of the Year Day	7968
94-143 Disaster Exists Within State of Illinois	6457	94-190 Nurses Week	7968
94-144 Disaster Area-Alexander, Cass, Menard, Sangamon, Dewitt and Vermillion Counties	6458	94-191 Older Americans Month	7969
94-145 Anthony M. Tortoriello Day	6458	94-192 Public Service Recognition Day	7970
94-146 Dave and Linda Kindernay Day	6459	94-193 Children's Emotional and Behavioral Disorders Awareness Week	7971
94-147 Design/Drafting Week	6460	94-194 Illinois Small Business Week	7971
94-148 Harold Washington Day	6461	94-195 Hadassah Days	7972
94-149 Illinois Eye Fund/UIC Eye Center Day	6461	94-196 Family Service DuPage Day	7972
94-150 Medical Assistants Week	6462	94-197 Life Insurance Week	7973
94-151 Year of the Conger Expedition	6462	94-198 South Holland Centennial Day/South Holland Centennial Week/South Holland Centennial Month	7973
94-152 Youth Service Day	6463	94-199 Asian Pacific American Heritage Month	7974
94-153 Chicago Coin Club Day	6463	94-200 Dr. Joseph C. Dalpiaz Day	7975
94-154 Child Abuse Prevention Services Day	6464	94-201 Foster Parent Appreciation Month	7975
94-155 Keep America Beautiful Month	6464	94-202 Polish Constitution Day	7976
94-156 Seth Ira Stearns Day	6465	94-203 Women in Trades Career Day	7976
94-157 Girl Scout Leaders Day	6465	94-204 Illinois State Chamber of Commerce/75th Anniversary Year	7977
94-158 Disaster Areas-Champaign and Iroquois Counties	7075	94-205 Loyalty Day	7978
94-159 Christian Heritage Week	7075	94-206 Music Week	7978
94-160 Darryl Hartley-Leonard and Hyatt Hotels Corporation Day	7076	94-207 RP Awareness Day	7979
94-161 Scientific Literacy Week	7076	94-208 Chicago Crime Commission Day	7979
94-162 E.M. (Buck) Chastain Day	7077	94-209 Eugene E. Lungner Day	7980
94-163 Groundwater Protection Month	7078	94-210 National Association of Women Business Owners Public Affairs Day	7980
94-164 Monsignor Edward J. Duncan Day	7078	94-211 Physical Fitness and Sports Month/Physical Education and Sports Week	7981
94-165 Smiles for Little City Days	7079	94-212 Project Aces Day	7982
94-166 George Hovanec Appreciation Day	7079	94-213 Cambodian Culture Days	7982
94-167 Kim Deakins, Janelle King and Mary Murphy Day	7080	94-214 Gene Siskel Day	7983
94-168 Suicide Prevention Week/Survivors of Suicide Day	7080	94-215 Kantorei Week	7983
94-169 Day of Prayer	7081	94-216 React Month	7984
94-170 James M. Bailey Day	7081	94-217 Womens Lawyers' Day	7985
94-171 Chicago Commons Month	7081	94-218 Arts Week	8204
94-172 Charleston Area Senior Center Day	7082	94-219 Rotary Club of Oak Park Day	8204
94-173 Community Banking Week	7083	94-220 SCORE DAY	8205
94-174 Correctional Officer Week	7084	94-221 A.J. Boggio Day	8205
94-175 Dyslexia/Learning Disabilities Month	7084	94-222 D.A.R.E. Family Night with the Cardinals	8206
94-176 Home Education Week	7085	94-223 Howard A. Peters III Day	8207
94-177 Mattoon Area Senior Center Day	7085	94-224 Mother's Day	8208
94-178 Zion Missionary Baptist Day	7086		
94-179 Disaster Areas - Madison, Madon, Monroe, Piatt and St. Clair Counties	7963		
94-180 Better Hearing and Speech Month	7963		
94-181 Bike Month	7964		

ILLINOIS REGISTER		ILLINOIS REGISTER	
Vol. 18, Issue #36	CUMULATIVE INDEX	Vol. 18, Issue #36	CUMULATIVE INDEX
September 9, 1994		September 9, 1994	
94-225 Palos Heights Public Library Day	8208	94-273 Mary Jean Cummings Day	8758
94-226 Planet Illinois Day	8209	94-274 Robert Lweandowski Day	8759
94-227 Gateway Foundation Day	8209	94-275 D-Day Veterans' Day	8759
94-228 Legacy Foundation Day	8210	94-276 Day of the African Child	8760
94-229 National Association of Insurance Women's Week	8210	94-277 GI Bill Day	8760
94-230 Surgical Technologists Week	8211	94-278 Jewish-American Sports Hall of Fame Day	8761
94-231 World Cup Education Month/World Cup Daus	8211	94-279 Peter Joseph Serdar Day	8762
94-232 Child Support Awareness Month	8212	94-280 American GI Forum Day	8763
94-233 Electrical Safety Month	8213	94-281 Philippine Week 1994	8763
94-234 Highland Community College Collegiate Choir Day	8213	94-282 Try American Day	8764
94-235 Telephone Operators Week at Illinois Masonic Medical Center		94-283 Bengali Week	8962
		94-283 Bengali Day (Revised)	9660
94-236 Alan F. Quous Day	8214	94-284 Fraternal Week	8962
94-237 CPA Day	8214	94-285 Jewish Fold Arts Festival Day	8963
94-238 Maritime Day	8214	94-286 Otis Wilson Celebrity Golf Classic Day	8963
94-239 Railroad Women's Day	8215	94-287 Dr. William Attea Day	8964
94-240 Tourism Day	8216	94-288 Springfield Area Arts Council Month	8964
94-241 Transportation Day	8216	94-289 Amateur Radio Week	8965
94-242 Buckle-Up America Month	8217	94-290 Men's Health Week	8965
94-243 Dr. William Hill Day	8218	94-291 Reflex Sympathetic Dystrophy Syndrome Week	8966
94-244 Stamp Collecting Week	8218	94-292 Westside Health Partnership Unity Days	8966
94-245 Tourism Day	8507	94-293 Woman's Club of Springfield Day	8967
94-246 Black Child Development Week	8507	94-294 Amnesty International Days	8967
94-247 ENCORE Day	8507	94-295 Bruckner Guest House Day	8968
94-248 Public Humanities Day	8508	94-301 Robert M. Healy Day	8969
94-249 School Counselor Week	8508	94-302 Serbian-American Day	8969
94-250 Greek American Heritage Week	8509	94-303 Father'd Day	8970
94-251 Jeff Childs Day	8510	94-304 William R. Deutsch Day	8971
94-252 John Stoffel Day	8510	94-305 World Cup Day at Arlington International Racecourse	9660
94-253 Ray Passis Day	8511	94-306 Baha'I Centenary Day	9663
94-254 Raymond J. Norbut Day	8511	94-307 Chaires Blanchard Congratulated Day	9664
94-255 Ron Koepl Day	8512	94-308 Fred Garcia Day	9664
94-256 Cornelia de Lange Awareness Day	8512	94-309 Torch Relay Day of the U.S. Olympic Festival-'94	9665
94-257 CRS Day	8513	94-310 World Cup Days	9665
94-258 Eugene C. Swager Day	8513	94-311 American Jewish Committee Human Rights Medallion Day	10510
94-259 Soccer Celebration Day	8514	94-312 Elevator Safety Week	10511
94-260 Illinois River Appreciation Month	8515	94-313 Tuskegee Airman Week	10511
94-261 Moving Vietnam Memorial Wall Days	8516	94-314 Black Expo Week	10512
94-262 Sweet Success Day	8516	94-315 Dinner of Champions Day	10512
94-263 Dr. Harold D. McAnich Day	8517	94-316 Joe Clair Day	10513
94-264 Operation Halyard Day	8517	94-317 Melvin Price Locks And Dam Day	10513
94-265 Alfred Eisenstaedt Day	8754	94-318 Spain Day	10514
94-266 Chicago Academy for the Arts/Phil Donahue and Marlo Thomas Day		94-319 Agnes C. Kazmark Day	10514
94-267 Illinois Agricultural Youth Institute Days	8754		
94-268 Safe Boating Week	8755		
94-269 Safety Week	8756		
94-270 Garden Week	8756		
94-271 Italian-American War Veterans' Day	8757		
94-272 James-Burt Family Reunion Days	8757		

Vol. 18, Issue #36	ILLINOIS REGISTER CUMULATIVE INDEX	September 9, 1994
94-367	Women's Business Development Day	12560
94-368	Delta Sigma Theta Sorority Inc. Habitat For Humanity Day	12560
94-369	Dolphin Family Days	12561
94-370	Ecuador Day	12561
94-371	Reverend George "Ed" Riddick/Day of Mourning	12561
94-372	Unit Church Ushers League Day	12561
94-373	Bud Billiken Day	12562
94-374	Ethnic Museum And Cultural Display Day	12562
94-375	Illinois Small Business Development Center Network Congratulated	12563
94-376	Chief Kenneth Alley Day	12563
94-377	Help Retarded Citizens Days	12564
94-378	Hillsboro Bluegrass Music Days	12564
94-379	Ladies Pro Bowlers Tour Week	12564
94-380	Maine Township Day	12565
94-381	Pete Frantz Day	12565
94-382	Rainbows Month	12565
94-383	Gang Awareness Week	12566
94-383	Gang Awareness Week (Revised)	13164
94-384	International Engineering Consortium Threshold To A Global Future Week	12566
94-385	Disaster Areas-West Point and Stillwell	12566
94-386	Labor Blood Donating Month	12929
94-387	Harold Moser Day	12929
94-388	Hispanic Evangelical Youth Week	12929
94-389	Illinois Connection Day	12930
94-390	Lions Candy Day	12930
94-391	Professional Security Month	12930
94-392	Americans With Disabilities Act Day	12931
94-393	Firefighters Appreciation Month	12931
94-394	Chamber of Commerce Week	12932
94-395	Child Support Awareness Month	12932
94-396	Easter Seal Day	12932
94-397	Gil Peterson Day	12933
94-398	Vocational Student Organization Week	12933
94-399	Iron Overload Diseases Awareness Week	12934
94-400	"Just Say No" Day	12934
94-401	Tie One On For MADD Day	12934
94-402	Korean Heritages Education Day	12935
94-403	Richard H. Orcutt Day	12935
94-404	State Street Salutes Brent Minor Day	12936
94-405	Economic Opportunity Action Week	13165
94-406	India Independence Day	13165
94-407	Lexia B. Young Day	13166
94-408	Temporary Help Week	13166
94-409	TRIMS Day	13166
94-410	Cops and Kids Day	13167
94-411	Dental Hygiene Month	13167
94-412	Drug Free Youth Days	13167

Vol. 18, Issue #36	ILLINOIS REGISTER CUMULATIVE INDEX	September 9, 1994
94-320	State Board of Elections Congratulated	10515
94-321	Art In The Long Term Care Community Day	10515
94-322	Blood Donor Awareness Month	10516
94-323	Hemochromatosis Screening Awareness Month	10516
94-324	Hispanic Heritage Month	10517
94-325	Lincoln Land Community College Loggers Day	10517
94-326	Lake Michigan Yachting Association Day	10972
94-327	Speech Week	10972
94-328	Therapeutic Recreation Week	10973
94-329	Aleksa Dujovic Day	10973
94-329	Aleksa Dujovic Day (Revised)	11398
94-330	Dr. Ron Gierhan Day	10973
94-331	Real Men Cook For Chicago Charities Day	10974
94-332	Robert B. Huff Scholarship Foundation Day	10974
94-333	Grandparents Day	10975
94-334	Jewish National Fund Day	10975
94-335	Church of God In Christ, Northern Illinois Jurisdiction Week	10976
94-336	Serbian National Defense Council of America Days	10976
94-337	Bill And Cathy Brady Day	10977
94-338	Robert A. Wallhaus Day	10977
94-339	Special Session - Senate Bills 776 and 1690 and House Bills 12 and 1882	11398
94-340	Special Session - House Bill 2424	11398
94-341	Peotone's Year of the Mill	13999
94-342	Kid's Health and Safety Day	13999
94-343	U.S. Space Observation Days/Space Exploration Day	11400
94-344	Korean War Veterans Day	11400
94-345	Village of Chicago Ridge Festival Days	11401
94-346	Foster/Fourte Family Reunion Day	11401
94-347	Leadership American and Leadership Illinois Day	11402
94-348	Captive Nations Week	11402
94-349	Governor's Cup Week	11402
94-350	Roland Burris Day	11403
94-351	Judge Leo F. Poch Day	11403
94-352	Pike County Courthouse/100th Anniversary	11404
94-353	School's Open Safety Week	11404
94-354	Snokey Bear Week	11405
94-355	South Holland Business Association Day	11405
94-356	Week of Unity/Day of Unity	11680
94-357	Flood Awareness Day	11680
94-358	Dr. R.H. Harris Day	11681
94-359	Dr. Steven G. Economou Day	11681
94-360	Wileys' Day	11682
94-361	Aleksa J. Dujovic Day	12005
94-362	ACT-SO Day	12005
94-363	Constitution Week	12005
94-364	Peruvian Day	12006
94-365	Spinal Health Care Month	12006
94-366	United States Coast Guard Day	12006

94-413 Ukrainian Independence Day
94-414 Chicago International Children's Film Festival
Week
94-415 Lincoln Award For Business Excellence Established
94-416 Merrill's Marauder's Association Day
94-417 Mexican Independence Month
94-418 Park District Conservation Day
94-419 Dr. Dorothy Owens Day
94-420 Eye Screening Day For Seniors
94-421 Harambee Soiree Day
94-422 Respect Life Week
94-423 Rosehill Heritage Day
94-424 Slovakia American Culture Day
94-425 Theodora Mayo Day
94-426 Pike County Farm Bureau Day
94-427 Illinois State Fair Recognized
94-428 Women's Equality Year/Women's Suffrage Month
94-429 Pornography Awareness Week
94-430 Springfield College In Illinois Day
94-431 Veterinary Technician Week
94-432 Eugene Haynes Recognized
94-433 Hispanic Illinois State Law Enforcement Day
94-434 Major General And Mrs. Thomas E. Eggers Day
94-435 Stop AIDS Chicago Day
94-436 Stop The Violence And Save Our Kids Month
94-437 Southern Gospel Music Month
94-438 Founder's Day
94-439 Illinois Consolidated Telephone Company Centennial
Day
94-440 Katy Jurado Day
94-441 Union Label Week
94-442 Uruguay Day

This Sections Affected Index lists, by title, each Section of a Part on which Rule Making has occurred in this volume (calendar year) of the Illinois Register. The columns indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume of the Register is proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 11 III. Adm. Code 465.115 was proposed last year and adopted this year. The action entry reads: (P-15655/93; A-6520). The codes are listed below.

[illegible]

ILLINOIS REGISTER

Volume 18, Issue #36

INDEX

Sept. 9, 1994

Con't Title 11

438.35	f	(P-78.41, A-74.39)	1760.60	n	(P-15.79, 93.A-20.88)	545.48
438.40	f	(P-78.41, A-74.39)	1440.70	n	(P-15.79, 93.A-20.88)	545.48
438.50	f	(P-78.41, A-74.39)	1440.80	n	(P-15.79, 93.A-20.88)	545.48
438.60	f	(P-78.41, A-74.39)	1700.10	am	(P-5.39, A-11.68)	570.0
438.70	f	(P-28.61, A-74.39)	1700.70	am	(P-5.39, A-11.68)	570.20
438.80	f	(P-28.61, A-74.39)	1700.30	am	(P-5.39, A-11.68)	570.25
438.100	f	(P-28.61, A-74.39)	1700.40	am	(P-5.39, A-11.68)	570.40
438.110	f	(P-28.61, A-74.39)	1700.50	am	(P-5.39, A-11.68)	570.45
501.10	f	(P-15.00, A-20.88)	1700.80	am	(P-5.39, A-11.68)	570.60
501.20	f	(P-15.00, A-20.88)	1700.110	am	(P-5.39, A-11.68)	570.70
502.50	am	(P-55.08, A-11.67)	1700.120	am	(P-5.39, A-11.68)	570.75
509.95	am	(P-28.42, A-74.28)	1700.140	am	(P-5.39, A-11.68)	610.10
509.100	am	(P-12.048)	1700.150	am	(P-5.39, A-11.68)	610.30
509.200	am	(P-17.85, A-20.95)	1700.160	am	(P-5.39, A-11.68)	610.50
509.320	f	(P-28.42, A-74.28)	1700.170	am	(P-5.39, A-11.68)	610.60
509.330	f	(P-57.95, 0.8504)	1700.180	am	(P-5.39, A-11.68)	610.100
		M-56.95, 0.6019)	1700.190	am	(P-5.39, A-11.68)	610.200
510.10	am	(P-15.79, 93.A-20.64)	1700.200	n	(P-5.39, A-11.68)	610.400
510.20	am	(P-15.79, 93.A-20.64)	1770.170	am	(P-65.19, A-134.39)	610.600
510.30	am	(P-15.79, 93.A-20.64)	1770.190	am	(P-65.19, A-134.39)	610.700
510.40	am	(P-15.79, 93.A-20.64)	1770.10	am	(P-71.86)	610.800
510.60	am	(P-15.79, 93.A-20.64)	1770.30	am	(P-71.86)	610.900
510.120	am	(P-15.79, 93.A-20.64)	1770.50	am	(P-71.86)	620.90
510.130	am	(P-15.79, 93.A-20.64)	1770.120	am	(P-71.86)	
510.150	am	(P-15.79, 93.A-20.64)	1770.140	am	(P-71.86)	
510.160	am	(P-15.79, 93.A-20.64)	1770.150	am	(P-71.86)	
510.170	am	(P-15.79, 93.A-20.64)	1770.160	am	(P-71.86)	
510.180	am	(P-15.79, 93.A-20.64)	1770.180	am	(P-71.86)	
510.200	am	(P-55.00, A-11.67)	1770.190	am	(P-71.86)	
510.230	f	(P-15.79, 93.A-20.64)	1770.200	am	(P-71.86)	

ILLINOIS REGISTER

Volume 18, Issue #36

CTIONS AFFECTED INDEX

Sept. 9, 1994

Con't Title 17

670.20	am	(P-21907/93/A-5842)	am	(P-3821/A-9991)	am	(P-19377/93/A-2939)
670.21	am	(P-21907/93/A-5842)	am	(P-5379/A-10006)	am	(P-19377/93/A-2939)
670.40	am	(P-21907/93/A-5842)	am	(P-5379/A-10006)	am	(P-19377/93/A-2939)
670.50	am	(P-21907/93/A-5842)	am	(P-5379/A-10006)	am	(P-19377/93/A-2939)
670.60	am	(P-21907/93/A-5842)	am	(P-5379/A-10006)	am	(P-19377/93/A-2939)
680.10	am	(P-10998)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
680.20	am	(P-10998)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
680.30	am	(P-19383/A-8624)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
680.40	am	(P-19383/A-8624)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
680.50	am	(P-19383/A-8624)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.5	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.10	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.20	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.21	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.22	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.30	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.35	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.40	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.50	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
710.60	am	(P-1827/93/A-1156)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
711.10	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
711.20	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
711.25	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
711.40	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
715.40	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
715.45	am	(P-3895/A-10013)	am	(P-12005/93/A-2290)	am	(P-19405/93/A-2970)
720.10	am	(P-3884/A-10104)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
720.20	am	(P-3884/A-10104)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
720.25	am	(P-3884/A-10104)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
720.40	am	(P-3884/A-10104)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
730.20	am	(P-3830/A-10009)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
730.30	am	(P-3830/A-10009)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
740.10	am	(P-3886/A-9998)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
740.20	am	(P-3886/A-9998)	am	(P-12005/93/A-2290)	am	(P-19377/93/A-2939)
810.10	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.35	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.36	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.37	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.45	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.50	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
810.70	am	(P-19785/93/A-3277)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
830.20	am	(P-47611IP-5372)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
830.40	am	(P-47611IP-5372)	am	(P-12005/93/A-2290)	am	(P-2053993/A-4852)
830.60	am	(P-47611IP-5372)	am	(P-12005/93/A-2290)	am	(P-20539

SAI-4

SAI-5

ILLINOIS REGISTER

Volume 18, Issue #36	SECTIONS AFFECTED INDEX	Sept. 9, 1994
<p> Volume 18, Issue #36 </p>		

[illegible]

SAI-6

ILLINOIS REGISTER

Volume 18, Issue #36	SECTIONS AFFECTED INDEX	Sept. 9, 1994
----------------------	-------------------------	---------------

[illegible]

SAI-7

Con't Title 35										Con't Title 35									
218.524	n	(P-10549)	219.980	am	(P-9272)	270.601	n	(P-16325/93.A-9425)	370.1070	re	(A-6375)	670.102	n	(P-18730/93.A-10122)	am	(P-13613)			
218.583	am	(P-7602)	219.Ap.C	am	(P-10584)	270.602	n	(P-16325/93.A-9425)	370.1080	re	(A-6375)	670.103	n	(P-18730/93.A-10122)	am	(P-13613)			
218.602	am	(P-12491/93.A-1945)	219.Ap.E	am	(P-9272)	270.603	n	(P-16325/93.A-9425)	370.1100	re	(A-6375)	670.104	n	(P-18730/93.A-10122)	am	(P-13613)			
218.611	am	(P-12491/93.A-1945)	240.101	am	(P-12021)	270.604	n	(P-16325/93.A-9425)	370.1110	re	(A-6375)	670.105	n	(P-18730/93.A-10122)	am	(P-13613)			
218.620	am	(P-12491/93.A-1945)	240.102	am	(P-12021)	270.605	n	(P-16325/93.A-9425)	370.1120	re	(A-6375)	670.106	n	(P-18730/93.A-10122)	am	(P-13613)			
218.623	am	(P-12491/93.A-1945)	240.103	am	(P-12021)	270.606	n	(P-16325/93.A-9425)	370.1130	re	(A-6375)	670.107	n	(P-18730/93.A-10122)	am	(P-13613)			
218.660	n	(P-12491/93.A-1945)	240.105	am	(P-12021)	270.607	n	(P-16325/93.A-9425)	370.1200	re	(A-6375)	670.201	n	(P-18730/93.A-10122)	am	(P-13613)			
218.666	n	(P-12491/93.A-1945)	240.106	am	(P-12021)	270.608	n	(P-16325/93.A-9425)	370.1210	re	(A-6375)	670.203	n	(P-18730/93.A-10122)	am	(P-13613)			
218.667	am	(P-12491/93.A-1945)	240.107	am	(P-12021)	270.609	n	(P-16325/93.A-9425)	370.Ap.A	re	(A-6375)	670.205	n	(P-18730/93.A-10122)	am	(P-13613)			
218.668	am	(P-12491/93.A-1945)	240.124	am	(P-12021)	303.323	am	(P-18759/93.A-134611)	370.Ap.B	re	(A-6375)	670.207	n	(P-18730/93.A-10122)	am	(P-13613)			
218.670	n	(P-12491/93.A-1945)	240.125	am	(P-12021)	303.400	n	(P-12491/93.A-2981)	370.Ap.C	re	(A-6375)	670.209	n	(P-18730/93.A-10122)	am	(P-13613)			
218.672	n	(P-12491/93.A-1945)	240.151	am	(P-12021)	304.213	am	(P-16223/93.A-2981)	370.Ap.D	re	(A-6375)	670.211	n	(P-18730/93.A-10122)	am	(P-13613)			
218.680	n	(P-12491/93.A-1945)	240.152	n	(P-12021)	304.303	n	(P-2560.Ap.A-11574)	370.Ap.E	re	(A-6375)	670.213	n	(P-18730/93.A-10122)	am	(P-13613)			
218.686	n	(P-12491/93.A-1945)	240.153	n	(P-12021)	370.100	re	(A-6375)	370.Ap.F	re	(A-6375)	670.215	n	(P-18730/93.A-10122)	am	(P-13613)			
218.688	n	(P-12491/93.A-1945)	240.161	n	(P-12021)	370.200	re	(A-6375)	370.Ap.G	re	(A-6375)	670.217	n	(P-18730/93.A-10122)	am	(P-13613)			
218.690	n	(P-12491/93.A-1945)	240.162	n	(P-12021)	370.201	re	(A-6375)	370.Ap.H	re	(A-6375)	670.301	n	(P-18730/93.A-10122)	am	(P-13613)			
218.692	n	(P-12491/93.A-1945)	240.163	n	(P-12021)	370.220	re	(A-6375)	372.100	n	(P-4524)	670.401	n	(P-18730/93.A-10122)	am	(P-13613)			
218.760	n	(P-9242)	240.164	n	(P-12021)	370.230	re	(A-6375)	372.110	n	(P-4524)	670.501	n	(P-18730/93.A-10122)	am	(P-13613)			
218.762	n	(P-9242)	240.171	n	(P-12021)	370.240	re	(A-6375)	372.200	n	(P-4524)	702.150	am	(P-13613)					
218.764	n	(P-9242)	240.172	n	(P-12097)	370.250	re	(A-6375)	372.210	n	(P-4524)	702.151	am	(P-13613)					
218.766	n	(P-9242)	240.173	n	(P-12097)	370.260	re	(A-6375)	372.220	n	(P-4524)	702.160	am	(P-13613)					
218.768	n	(P-9242)	240.Tb.A	n	(P-12021)	370.300	re	(A-6375)	372.230	n	(P-4524)	702.161	am	(P-13613)					
218.770	am	(P-9242)	240.Tb.B	n	(P-12021)	370.340	re	(A-6375)	372.240	n	(P-4524)	702.165	am	(P-13613)					
218.920	am	(P-12491/93.A-1945)	270.101	n	(P-16325/93.A-9425)	370.350	re	(A-6375)	372.250	n	(P-4524)	702.166	am	(P-13613)					
218.922	am	(P-9242)	270.102	n	(P-16325/93.A-9425)	370.400	re	(A-6375)	372.300	n	(P-4524)	702.167	am	(P-13613)					
218.923	n	(P-12491/93.A-1945)	270.103	n	(P-16325/93.A-9425)	370.410	re	(A-6375)	372.310	n	(P-4524)	702.181	am	(P-13613)					
218.926	am	(P-12491/93.A-1945)	270.104	n	(P-16325/93.A-9425)	370.420	re	(A-6375)	372.410	n	(P-4524)	703.110	am	(P-6580.A-12392)					
218.940	am	(P-12491/93.A-1945)	270.105	n	(P-16325/93.A-9425)	370.430	re	(A-6375)	372.410	n	(P-4524)	703.125	am	(P-13646)					
218.942	am	(P-9242)	270.106	n	(P-16325/93.A-9425)	370.440	re	(A-6375)	372.420	n	(P-4524)	703.126	am	(P-13646)					
218.943	n	(P-12491/93.A-1945)	270.107	n	(P-16325/93.A-9425)	370.450	re	(A-6375)	372.430	n	(P-4524)	703.140	am	(P-13646)					
218.946	am	(P-12491/93.A-1945)	270.108	n	(P-16325/93.A-9425)	370.460	re	(A-6375)	372.500	n	(P-4524)	703.156	am	(P-13646)					
218.960	am	(P-12491/93.A-1945)	270.201	n	(P-16325/93.A-9425)	370.470	re	(A-6375)	372.510	n	(P-4524)	703.158	am	(P-13646)					
218.962	am	(P-9242)	270.202	n	(P-16325/93.A-9425)	370.500	re	(A-6375)	399.10	n	(P-2552.A-9470)	703.225	am	(P-13646)					
218.963	n	(P-12491/93.A-1945)	270.301	n	(P-16325/93.A-9425)	370.510	re	(A-6375)	399.20	n	(P-2552.A-9470)	703.230	am	(P-13646)					
218.966	am	(P-12491/93.A-1945)	270.302	n	(P-16325/93.A-9425)	370.520	re	(A-6375)	399.30	n	(P-2552.A-9470)	703.235	am	(P-13646)					
218.980	am	(P-12491/93.A-1945)	270.303	n	(P-16325/93.A-9425)	370.530	re	(A-6375)	399.40	n	(P-2552.A-9470)	703.240	am	(P-13646)					
218.982	am	(P-9242)	270.304	n	(P-16325/93.A-9425)	370.540	re	(A-6375)	399.50	n	(P-2552.A-9470)	703.245	am	(P-13646)					
218.983	n	(P-12491/93.A-1945)	270.305	n	(P-16325/93.A-9425)	370.550	re	(A-6375)	399.60	n	(P-2552.A-9470)	703.250	am	(P-13646)					
218.986	am	(P-12491/93.A-1945)	270.306	n	(P-16325/93.A-9425)	370.560	re	(A-6375)	399.110	n	(P-2552.A-9470)	703.255	am	(P-13646)					
218.991	n	(P-12491/93.A-1945)	270.307	n	(P-16325/93.A-9425)	370.570	re	(A-6375)	399.120	n	(P-2552.A-9470)	703.260	am	(P-13646)					
218.Ap.C	am	(P-10549)	270.308	n	(P-16325/93.A-9425)	370.600	re	(A-6375)	399.130	n	(P-2552.A-9470)	703.265	am	(P-13646)					
218.Ap.E	n	(P-9242)	270.401	n	(P-16325/93.A-9425)	370.610	re	(A-6375)	399.140	n	(P-2552.A-9470)	703.301	am	(P-13646)					
219.101	am	(P-9272)	270.402	n	(P-16325/93.A-9425)	370.620	re	(A-6375)	399.90	am	(P-2552.A-9470)	703.302	am	(P-6580.A-12392)					
219.106	am	(P-9272)	270.403	n	(P-16325/93.A-9425)	370.700	re	(A-6375)	611.101	am	(P-7642.A-12291)	703.303	am	(P-13672)					
219.112	am	(P-7618)	270.404	n	(P-16325/93.A-9425)	370.710	re	(A-6375)	611.102	am	(P-7642.A-12291)	703.304	am	(P-13672)					
219.119	n	(P-10584)	270.405	n	(P-16325/93.A-9425)	370.720	re	(A-6375)	611.212	am	(P-7642.A-12291)	703.401	am	(P-13672)					
219.120	n	(P-10584)	270.406	n	(P-16325/93.A-9425)	370.730	re	(A-6375)	611.532	am	(P-7642.A-12291)	703.402	am	(P-13672)					
219.121	am	(P-10584)	270.407	n	(P-16325/93.A-9425)	370.740	re	(A-6375)	611.602	am	(P-7642.A-12291)	703.403	am	(P-13672)					
219.125	n	(P-10584)	270.408	n	(P-16325/93.A-9425)	370.750	re	(A-6375)	611.603	am	(P-7642.A-12291)	703.404	am	(P-13672)					
219.127	n	(P-10584)	270.409	n	(P-16325/93.A-9425)	370.760	re	(A-6375)	611.609	am	(P-7642.A-12291)	703.501	am	(P-13672)					
219.128	n	(P-10584)	270.410	n	(P-16325/93.A-9425)	370.810	re	(A-6375)	611.609	am	(P-7642.A-12291)	703.502	am	(P-13672)					
219.129	n	(P-10584)	270.411	n	(P-16325/93.A-9425)	370.820	re	(A-6375)	611.612	am	(P-7642.A-12291)	703.503	am	(P-13672)					
219.520	#am	(P-10584)	270.412	n	(P-16325/93.A-9425)	370.830	re	(A-6375)	611.646	am	(P-7642.A-12291)	703.504	am	(P-13672)					
219.522	n	(P-10584)	270.413	n	(P-16325/93.A-9425)	370.840	re	(A-6375)	611.685	am	(P-7642.A-12291)	703.505	am	(P-13672)					
219.523	n	(P-10584)	270.501	n	(P-16325/93.A-9425)	370.850	re	(A-6375)	611.851	am	(P-7642.A-12291)	703.601	am	(P-13672)					
219.524	n	(P-10584)	270.405	n	(P-16325/93.A-9425)	370.860	re	(A-6375)	611.851	am	(P-7642.A-12291)	703.602	am	(P-13672)					
219.583	am	(P-7618)	270.406	n	(P-16325/93.A-9425)	370.870	re	(A-6375)	611.856	am	(P-7642.A-12291)	703.604	am	(P-13672)					
219.585	am	(P-7618)	270.407	n	(P-16325/93.A-9425)	370.900	re	(A-6375)	611.Ap.A	am	(P-7642.A-12291)	703.605	am	(P-13672)					
219.586	am	(P-6295/93.A-4242)	270.408	n	(P-16325/93.A-9425)	370.910	re	(A-6375)	611.Ap.A	am	(P-7642.A-12291)	703.606	am	(P-13672)					
219.588	am	(P-9272)	270.409	n	(P-16325/93.A-9425)	370.920	re	(A-6375)	620.125	am	(P-511.3.A-14084)	702.101	am	(P-13613)					
219.762	am	(P-9272)	270.410	n	(P-16325/93.A-9425)	370.930	re	(A-6375)	620.125	am	(P-511.3.A-14084)	702.102	am	(P-13613)					
219.764	am	(P-9272)	270.411	n	(P-16325/93.A-9425)	370.940	re	(A-6375)	620.210	am	(P-511.3.A-14084)	702.103	am	(P-13613)					
219.766	am	(P-9272)	270.412	n	(P-16325/93.A-9425)	370.1000	re	(A-6375)	620.260	am	(P-511.3.A-14084)	702.104	am	(P-13613)					
219.768	am	(P-9272)	270.413	n	(P-16325/93.A-9425)	370.1010	re	(A-6375)	620.302	am	(P-511.3.A-14084)	702.105	am	(P-13613)					
219.770	am	(P-9272)	270.501	n	(P-16325/93.A-9425)	370.1030	re	(A-6375)	620.310	am	(P-511.3.A-14084)	702.106	am	(P-13613)					
219.772	am	(P-9272)	270.502	n	(P-16325/93.A-9425)	370.1040	re	(A-6375)	620.420	am	(P-511.3.A-14084)	702.107	am	(P-13613)					
219.840	am	(P-9272)	270.503	n	(P-16325/93.A-9425)	370.1050	re	(A-6375)	620.605	am	(P-511.3.A-14084)	702.108	am	(P-13613)					
219.960	am	(P-9272)	270.504	n	(P-16325/93.A-9425)	370.1060	re	(A-6375)	670.101	n	(P-18730/93.A-10122)	702.110	am	(P-13675)					

ILLINOIS REGISTER

Volume 18, Issue #36 SECTIONS AFFECTED INDEX

Sept. 9, 1994

Con't Title 35

817 407	n	(P-17659/93.A-12411)	831,101	n	(P-11025)	1075,1105	r,n	(P-9858)	140,305	am	(P-12696)	170,671	n	(P-9106)	650,100	n	(P-3208.A-9478)
		(C-21878/93)	831,102	n	(P-11025)	1075,1110	r,n	(P-9858)	140,360	am	(P-12696)	170,672	n	(P-9106)	650,110	n	(P-3208.A-9478)
817 408	n	(P-17659/93.A-12411)	831,103	n	(P-11025)	1075,1115		(P-9858)	140,390	am	(P-12696)	170,673	n	(P-9106)	650,120	n	(P-3208.A-9478)
		(C-21878/93)	831,104	n	(P-11025)	1075,1120	r,n	(P-9858)	140,420	n	(P-12696)	170,700	r,n	(P-9106)	650,130	n	(P-3208.A-9478)
817 409	n	(P-17659/93.A-12411)	831,105	n	(P-11025)	1075,1130		(P-9858)	170,710	am	(P-9106)	170,705	n	(P-9106)	650,140	n	(P-3208.A-9478)
		(C-21878/93)	831,106	n	(P-11025)	1075,1135	f	(P-9858)	170,720	f	(P-9106)	170,710	n	(P-9106)	650,150	n	(P-3208.A-9478)
817 410	n	(P-17659/93.A-12411)	831,107	n	(P-11025)	1075,1140	f	(P-9858)	170,730	f	(P-9106)	170,720	n	(P-9106)	650,160	n	(P-3208.A-9478)
		(C-21878/93)	831,108	n	(P-11025)	1075,1145	f	(P-9858)	170,741	f	(P-9106)	170,730	n	(P-9106)	650,170	n	(P-3208.A-9478)
817 411	n	(P-17659/93.A-12411)	831,109	n	(P-11025)	1075,1150	f	(P-9858)	170,750	f	(P-9106)	170,740	n	(P-9106)	650,180	n	(P-3208.A-9478)
		(C-21878/93)	831,110	n	(P-11025)	1075,1155	f	(P-9858)	170,760	f	(P-9106)	170,750	n	(P-9106)	650,190	n	(P-3208.A-9478)
817 412	n	(P-17659/93.A-12411)	831,111	n	(P-11025)	1075,1160	f	(P-9858)	170,765	f	(P-9106)	170,760	n	(P-9106)	650,200	n	(P-3208.A-9478)
		(C-21878/93)	831,112	n	(P-11025)	1075,1165	f	(P-9858)	170,770	f	(P-9106)	170,770	n	(P-9106)	650,210	n	(P-3208.A-9478)
817 413	n	(P-17659/93.A-12411)	831,113	n	(P-11025)	1075,1170	f	(P-9858)	170,780	f	(P-9106)	170,780	n	(P-9106)	650,220	n	(P-3208.A-9478)
		(C-21878/93)	831,114	n	(P-11025)	1075,1175	f	(P-9858)	170,790	f	(P-9106)	170,790	n	(P-9106)	650,230	n	(P-3208.A-9478)
817 414	n	(P-17659/93.A-12411)	831,115	n	(P-11025)	1075,1180	f	(P-9858)	170,795	f	(P-9106)	170,795	n	(P-9106)	650,240	n	(P-3208.A-9478)
		(C-21878/93)	831,116	n	(P-11025)	1075,1185	f	(P-9858)	170,800	f	(P-9106)	170,800	am	(P-9106)	650,250	n	(P-3208.A-9478)
817 415	n	(P-17659/93.A-12411)	832,101	n	(P-11033)	1075,1190	f	(P-9858)	170,810	f	(P-9106)	170,810	am	(P-9106)	650,260	n	(P-3208.A-9478)
		(C-21878/93)	832,102	n	(P-11033)	1075,1195	f	(P-9858)	170,820	f	(P-9106)	170,820	am	(P-9106)	650,270	n	(P-3208.A-9478)
817 416	n	(P-17659/93.A-12411)	832,103	n	(P-11033)	1075,1200	f	(P-9858)	170,830	f	(P-9106)	170,830	am	(P-9106)	650,280	n	(P-3208.A-9478)
		(C-21878/93)	832,104	n	(P-11033)	1075,1205	f	(P-9858)	170,840	f	(P-9106)	170,840	am	(P-9106)	650,290	n	(P-3208.A-9478)
817 417	n	(P-17659/93.A-12411)	832,105	n	(P-11033)	1075,1210	am	(P-9858)	170,850	f	(P-9106)	170,850	am	(P-9106)	650,300	n	(P-3208.A-9478)
		(C-21878/93)	832,106	n	(P-11033)	1075,1215	am	(P-9858)	170,860	f	(P-9106)	170,860	f	(P-9106)	650,310	n	(P-3208.A-9478)
817 418	n	(P-17659/93.A-12411)	832,107	n	(P-11033)	1075,1220	am	(P-9858)	170,870	f	(P-9106)	170,870	am	(P-9106)	650,320	n	(P-3208.A-9478)
		(C-21878/93)	832,108	n	(P-11033)	1075,1225	r,n	(P-9858)	170,880	am	(P-9106)	170,880	am	(P-9106)	650,330	n	(P-3208.A-9478)
817 419	n	(P-17659/93.A-12411)	832,109	n	(P-11033)	1075,1230		(P-9858)	170,890	am	(P-9106)	170,890	am	(P-9106)	650,340	n	(P-3208.A-9478)
		(C-21878/93)	832,110	n	(P-11033)	1075,1235	am	(P-9858)	170,900	am	(P-9106)	170,900	am	(P-9106)	650,350	n	(P-3208.A-9478)
817 501	n	(P-17659/93.A-12411)	832,111	n	(P-11033)	1075,1240	am	(P-9858)	170,910	am	(P-9106)	170,910	am	(P-9106)	650,360	n	(P-3208.A-9478)
		(C-21878/93)	832,112	n	(P-11033)	1075,1245	am	(P-9858)	170,920	am	(P-9106)	170,920	am	(P-9106)	650,370	n	(P-3208.A-9478)
817 Ap.A	n	(P-17659/93.A-12411)	832,201	n	(P-11033)	1075,1270	am	(P-9858)	170,930	am	(P-9106)	170,930	n	(P-9106)	650,380	n	(P-3208.A-9478)
		(C-21878/93)	832,202	n	(P-11033)	1075,1285	am	(P-9858)	170,940	am	(P-9106)	170,940	n	(P-9106)	650,390	n	(P-3208.A-9478)
830,101	n	(P-11040)	832,301	n	(P-11033)	1075,1290	am	(P-9858)	170,950	am	(P-9106)	170,950	n	(P-9106)	650,400	n	(P-3208.A-9478)
		(P-11040)	832,302	n	(P-11033)	1075,1295	am	(P-9858)	170,960	am	(P-9106)	170,960	n	(P-9106)	650,410	n	(P-3208.A-9478)
830,102	n	(P-11040)	832,303	n	(P-11033)	1075,1305	am	(P-9858)	170,970	am	(P-9106)	170,970	am	(P-9106)	650,420	n	(P-3208.A-9478)
		(P-11040)							170,980	am	(P-9106)	170,980	am	(P-9106)	650,430	n	(P-3208.A-9478)
830,103	n	(P-11040)							170,990	am	(P-9106)	170,990	am	(P-9106)	650,440	n	(P-3208.A-9478)
830,104	n	(P-11040)							170,100	am	(P-9106)	170,100	am	(P-9106)	650,450	n	(P-3208.A-9478)
830,105	n	(P-11040)							170,110	am	(P-9106)	170,110	am	(P-9106)	650,460	n	(P-3208.A-9478)
830,106	n	(P-11040)							170,120	am	(P-9106)	170,120	am	(P-9106)	650,470	n	(P-3208.A-9478)
830,107	n	(P-11040)							170,130	am	(P-9106)	170,130	am	(P-9106)	650,480	n	(P-3208.A-9478)
830,108	n	(P-11040)							170,140	am	(P-9106)	170,140	am	(P-9106)	650,490	n	(P-3208.A-9478)
830,201	n	(P-11040)							170,150	am	(P-9106)	170,150	am	(P-9106)	650,500	n	(P-3208.A-9478)
830,202	n	(P-11040)							170,160	am	(P-9106)	170,160	am	(P-9106)	650,510	n	(P-3208.A-9478)
830,203	n	(P-11040)							170,170	am	(P-9106)	170,170	am	(P-9106)	650,520	n	(P-3208.A-9478)
830,204	n	(P-11040)							170,180	am	(P-9106)	170,180	am	(P-9106)	650,530	n	(P-3208.A-9478)
830,205	n	(P-11040)							170,190	am	(P-9106)	170,190	am	(P-9106)	650,540	n	(P-3208.A-9478)
830,206	n	(P-11040)							170,200	am	(P-9106)	170,200	am	(P-9106)	650,550	n	(P-3208.A-9478)
830,207	n	(P-11040)							170,210	am	(P-9106)	170,210	am	(P-9106)	650,560	n	(P-3208.A-9478)
830,208	n	(P-11040)							170,220	am	(P-9106)	170,220	am	(P-9106)	650,570	n	(P-3208.A-9478)
830,209	n	(P-11040)							170,230	am	(P-9106)	170,230	am	(P-9106)	650,580	n	(P-3208.A-9478)
830,210	n	(P-11040)							170,240	am	(P-9106)	170,240	am	(P-9106)	650,590	n	(P-3208.A-9478)
830,211	n	(P-11040)							170,250	am	(P-9106)	170,250	am	(P-9106)	650,600	n	(P-3208.A-9478)
830,212	n	(P-11040)							170,260	am	(P-9106)	170,260	am	(P-9106)	650,610	n	(P-3208.A-9478)
830,213	n	(P-11040)							170,270	am	(P-9106)	170,270	am	(P-9106)	650,620	n	(P-3208.A-9478)
830,214	n	(P-11040)							170,280	am	(P-9106)	170,280	am	(P-9106)	650,630	n	(P-3208.A-9478)
830,501	n	(P-11040)							170,290	am	(P-9106)	170,290	am	(P-9106)	650,640	n	(P-3208.A-9478)
830,502	n	(P-11040)							170,300	am	(P-9106)	170,300	am	(P-9106)	650,650	n	(P-3208.A-9478)
830,503	n	(P-11040)							170,310	am	(P-9106)	170,310	am	(P-9106)	650,660	n	(P-3208.A-9478)
830,504	n	(P-11040)							170,320	am	(P-9106)	170,320	am	(P-9106)	650,670	n	(P-3208.A-9478)
830,505	n	(P-11040)							170,330	am	(P-9106)	170,330	am	(P-9106)	650,680	n	(P-3208.A-9478)
830,506	n	(P-11040)							170,340	am	(P-9106)	170,340	am	(P-9106)	650,690	n	(P-3208.A-9478)
830,601	n	(P-11040)															
830,602	n	(P-11040)															
830,603	n	(P-11040)															
830,604	n	(P-11040)															
830,605	n	(P-11040)															
830,606	n	(P-11040)															
830,607	n	(P-11040)															
830,608	n	(P-11040)															
830,609	n	(P-11040)															
830,610	n	(P-11040)															
830,611	n	(P-11040)															
830,612	n	(P-11040)															
830,613	n	(P-11040)															
830,614	n	(P-11040)															
830,615	n	(P-11040)															
830,616	n	(P-11040)															
830,617	n	(P-11040)															
830,618	n	(P-11040)															
830,619	n	(P-11040)															
830,620	n	(P-11040)															
830,621	n	(P-11040)															
830,622	n	(P-11040)															
830,623	n	(P-11040)															

SAI-19

Con't Title 77									
920.160	am	(P-11113)	1130.730	am	(P-8867)	1.234	n	(P-13525)	
920.170	am	(P-11113)	1130.740	am	(P-8867)	1.235	n	(P-13525)	
920.180	am	(P-11113)	1130.750	am	(P-8867)	1.236	n	(P-13525)	
920.190	am	(P-11113)	1130.760	am	(P-8867)	1.237	n	(P-13525)	
920.Tb.A	am	(P-11113)	1130.770	am	(P-8867)	1.240	am	(P-13525)	
920.Tb.B	am	(P-11113)	1130.780	am	(P-8867)	1.250	am	(P-13525)	
920.II.H	am	(P-11113)	1130.790	am	(P-8867)	1.270	am	(P-13525)	
960.10	am	(P-2180)	1130.Ap.A	am	(P-8861)	1.280	am	(P-13525)	
960.20	n	(P-2180)	1400.10	am	(P-4538,A-10712)	1.280	am	(P-13525)	
960.30	n	(P-2180)	1400.20	r	(P-4538,A-10712)	1.290	am	(P-13525)	
960.40	n	(P-2180)	1400.30	r	(P-4538,A-10712)	1.300	am	(P-13525)	
960.50	n	(P-2180)	1400.110	am	(P-4538,A-10712)	1.302	#	am	
960.60	n	(P-2180)	1400.110	am	(P-4538,A-10712)	1.310	#	(P-13525)	
960.70	n	(P-2180)	1400.Tb.A	r	(P-4538,A-10712)	1.320	#	(P-13525)	
960.80	n	(P-2180)	2090.20	am	(P-5029,C-8731)	1.340	#	(P-13525)	
960.90	n	(P-2180)	2090.35	am	(P-5029,C-8731)	1.350	#	(P-13525)	
960.100	n	(P-2180)	2090.40	am	(P-5029,C-8731)	100.5		(P-12585)	
960.110	n	(P-2205)	2090.70	am	(P-5029,C-8731)	100.10	am	(P-12585)	
960.120	n	(P-2205)	2090.100	am	(P-5029,C-8731)	100.20	am	(P-12585)	
960.130	n	(P-2205)	2090.110	am	(P-5029,C-8731)	100.30	am	(P-12585)	
960.210	r	(P-2180)	2510.50	am	(P-1844/A-93/A-5300)	100.40	am	(P-12585)	
960.220	r	(P-2180)	2510.55	am	(P-1844/A-93/A-5300)	100.50	am	(P-12585)	
960.230	n	(P-2180)	2510.70	am	(P-1844/A-93/A-5300)	100.55	am	(P-12585)	
960.240	n	(P-2180)	2510.Ap.B	am	(P-1844/A-93/A-5300)	100.60	am	(P-12585)	
960.250	r	(P-2180)	2510.Ap.C	am	(P-1844/A-93/A-5300)	100.70	am	(P-12585)	
960.310	r	(P-2180)	2510.Ap.D	am	(P-1844/A-93/A-5300)	100.80	am	(P-12585)	
960.320	r	(P-2180)	2510.Ap.E	am	(P-8274)	100.100	am	(P-12585)	
960.330	r	(P-2180)	2510.Ap.E	am	(P-1844/A-93/A-5300)	100.110	am	(P-12585)	
960.340	r	(P-2180)	2530.Ap.B	am	(P-8274)	100.115	n	(P-12585)	
960.350	r	(P-2180)	2530.Ap.B	am	(P-19007/93.A-5343)	100.117	n	(P-12585)	
970.10	n	(P-9354/E-9549)	TITLE 80			100.120	am	(P-12585)	
970.20	n	(P-9354/E-9549)	1.10	am	(P-13525)	100.130	am	(P-12585)	
970.30	n	(P-9354/E-9549)	1.40	am	(P-13525)	100.140	am	(P-12585)	
970.40	n	(P-9354/E-9549)	1.45	#	(P-13525)	250.110	am	(P-12585)	
970.50	n	(P-9354/E-9549)	1.50	am	(P-13525)	302.570	am	(P-14788/93.A-1891)	
970.60	n	(P-9354/E-9549)	1.80	am	(P-13525)		am	(P-12937)	
970.70	n	(P-9354/E-9549)	1.90	am	(P-13525)	302.825	am	(P-14788/93.A-1892)	
970.80	n	(P-9354/E-9549)	1.100	am	(P-13525)	302.840	am	(P-14788/93.A-1892)	
970.90	n	(P-9354/E-9549)	1.120	am	(P-13525)	310.40	am	(P-21233/93.A-5146)	
970.100	n	(P-9354/E-9549)	1.130	am	(P-13525)	310.100	am	(P-10979/E-11299)	
970.110	am	(P-12606/93.A-2986)	1.140	#	(P-13525)	310.110	am	(P-10979/E-11299)	
1100.670	am	(P-8144/93.A-8448)	1.141	#	(P-13525)	310.270	am	(P-21233/93.A-5146)	
1100.750	n	(P-9357)	1.142	#	(P-13525)	310.280	am	(P-10979)	
1110.180	am	(P-12593/93.A-2993)	1.143	#	(P-13525)	310.290	am	(P-14314/93.A-11071)	
1110.180	am	(P-12593/93.A-2993)	1.145	n	(P-13525)	310.450	am	(P-14314/93.A-11071)	
1110.2510	n	(P-8149/93.A-8455)	1.146	n	(P-13525)	310.455	am	(P-14314/93.A-11071)	
1110.2520	n	(P-8149/93.A-8455)	1.147	n	(P-13525)	310.490	am	(P-14314/93.A-11071)	
1110.2530	n	(P-8149/93.A-8455)	1.150	am	(P-13525)	310.495	am	(P-13657/93.A-227)	
1110.2540	n	(P-8149/93.A-8455)	1.154	n	(P-13525)		am	(P-12052)	
1110.2550	n	(P-8149/93.A-8455)	1.158	n	(P-13525)	310.530	am	(P-14314/93.A-11071)	
1110.2610	n	(P-9364)	1.160	am	(P-13525)	310.540	am	(P-9562)	
1110.2620	n	(P-9364)	1.170	am	(P-13525)	310.Ap.A	am	(P-9562)	
1110.2630	n	(P-9364)	1.180	r	(P-13525)	310.Ap.A	am	(P-9562)	
1110.2640	n	(P-9364)	1.190	am	(P-13525)	310.Ap.A	am	(P-9562)	
1110.2650	n	(P-9364)	1.200	am	(P-13525)	310.Ap.A	am	(P-9562)	
1130.140	am	(P-8867)	1.205	n	(P-13525)	310.Ap.A	am	(P-13476)	
1130.210	am	(P-8867)	1.210	am	(P-13525)	310.Ap.A	am	(P-13476)	
1130.310	am	(P-8867)	1.212	n	(P-13525)	310.Ap.A	am	(P-9562)	
1130.410	am	(P-8867)	1.216	n	(P-13525)	310.Ap.A	am	(P-9562)	
1130.520	am	(P-8867)	1.218	n	(P-13525)	310.Ap.A	am	(P-9562)	
1130.525	am	(P-8867)	1.220	am	(P-13525)	310.Ap.A	am	(P-9562)	
1130.530	am	(P-8867)	1.222	n	(P-13525)	310.Ap.A	am	(P-13476)	
1130.570	am	(P-8867)	1.224	n	(P-13525)	310.Ap.A	am	(P-13476)	
1130.620	am	(P-8867)	1.226	n	(P-13525)	310.Ap.A	am	(P-9562)	
1130.650	am	(P-8867)	1.230	am	(P-13525)	310.Ap.A	am	(P-9562)	
1130.710	am	(P-8867)	1.232	n	(P-13525)	310.Ap.A	am	(P-9562)	
1130.720	am	(P-8867)	1.233	n	(P-13525)	310.Ap.A	am	(P-21233/93.A-5146)	

Con't Title 77

630.220	am	(P-3069/93.A-4380)		r	(E-13125)		n	(P-3205(E-3778)
635.90	am	(P-19882/93.A-5369)	672.650	am		790.40		(P-3202(E-3765)
665.100	am	(P-2697/93.A-4296)	672.655	r	(E-13125)	790.50	n	(P-3205(E-3778)
665.110	am	(P-2697/93.A-4296)	672.655	r	(E-13125)	790.60	n	(P-3205(E-3778)
665.120	am	(P-2697/93.A-4296)	672.660	am	(P-12228/93.A-2450)			(P-3202(E-3765)
665.140	am	(P-2697/93.A-4296)			(E-13125)			(P-3205(E-3778)
665.150	am	(P-2697/93.A-4296)	672.665	am	(P-12228/93.A-2450)	790.65		(P-3205(E-3778)
665.210	am	(P-2697/93.A-4296)			(E-13125)			(P-3205(E-3778)
665.220	am	(P-2697/93.A-4296)	672.770	am	(P-1691.A-10158)	790.80		(P-3202(E-3765)
665.230	am	(P-2697/93.A-4296)	690.100	am	(P-1691.A-10158)	790.100		(P-3202(E-3765)
665.240	am	(P-2697/93.A-4296)	690.110	am	(P-1691.A-10158)	790.120	r	(P-3202(E-3765)
665.280	am	(P-2697/93.A-4296)	690.200	am	(P-1691.A-10158)	790.140	r	(P-3202(E-3765)
665.310	am	(P-2697/93.A-4296)	690.300	am	(P-1691.A-10158)	790.160	r	(P-3202(E-3765)
665.320	am	(P-2697/93.A-4296)	690.310	am	(P-1691.A-10158)	790.180	r	(P-3202(E-3765)
665.430	am	(P-2697/93.A-4296)	690.320	am	(P-1691.A-10158)	790.200	r	(P-3202(E-3765)
665.510	am	(P-2697/93.A-4296)	690.325	am	(P-1691.A-10158)	790.220	r	(P-3202(E-3765)
665.510	am	(P-2697/93.A-4296)	690.330	am	(P-1691.A-10158)	790.240	r	(P-3202(E-3765)
665.620	am	(P-2697/93.A-4296)	690.330	am	(P-1691.A-10158)	790.260	r	(P-3202(E-3765)
665.630	am	(P-2697/93.A-4296)	690.365	n	(P-1691.A-10158)	790.280	r	(P-3202(E-3765)
665.640	am	(P-2697/93.A-4296)	690.370	am	(P-1691.A-10158)	790.300	r	(P-3202(E-3765)
665.A6.B	am	(P-2697/93.A-4296)	690.390	am	(P-1691.A-10158)	790.320	r	(P-3202(E-3765)
672.100	am	(P-12228/93.A-2450)	690.400	am	(P-1691.A-10158)	845.10	am	(P-8021)
672.105	am	(P-12228/93.A-2450)	690.410	am	(P-1691.A-10158)	845.12	am	(P-8021)
	am	(E-13125)	690.420	am	(P-1691.A-10158)	845.26	am	(P-8021)
672.115	am	(P-12228/93.A-2450)	690.450	am	(P-1691.A-10158)	845.28	am	(P-8021)
672.205	am	(P-12228/93.A-2450)	690.460	am	(P-1691.A-10158)	845.31	am	(P-8021)
672.210	am	(P-12228/93.A-2450)	690.470	am	(P-1691.A-10158)	845.30	am	(P-8021)
672.220	am	(P-12228/93.A-2450)	690.475	am	(P-1691.A-10158)	845.31	n	(P-8021)
	am	(E-13125)	690.480	am	(P-1691.A-10158)	845.32	n	(P-8021)
672.225	am	(P-12228/93.A-2450)	690.490	am	(P-1691.A-10158)	845.33	n	(P-8021)
672.300	am	(P-12228/93.A-2450)	690.495	n	(P-1691.A-10158)	845.50	am	(P-8021)
672.310	am	(P-12228/93.A-2450)	690.505	am	(P-1691.A-10158)	845.50	am	(P-8021)
672.315	am	(P-12228/93.A-2450)	690.510	am	(P-1691.A-10158)	845.A6.A	am	(P-8021)
	r	(E-13125)	690.530	am	(P-1691.A-10158)	900.10	am	(P-10640)
672.405	am	(P-12228/93.A-2450)	690.540	r	(P-1691.A-10158)	900.15	am	(P-10640)
672.415	am	(P-12228/93.A-2450)	690.560	am	(P-1691.A-10158)	900.20	am	(P-10640)
672.420	am	(P-12228/93.A-2450)	690.570	am	(P-1691.A-10158)	900.30	am	(P-10640)
	am	(E-13125)	690.570	am	(P-1691.A-10158)	900.40	am	(P-10640)
672.425	am	(P-12228/93.A-2450)	690.590	am	(P-1691.A-10158)	900.50	r	(P-10640)
672.435	am	(P-12228/93.A-2450)	690.610	am	(P-1691.A-10158)	900.60	r	(P-10640)
672.440	am	(P-12228/93.A-2450)	690.610	am	(P-1691.A-10158)	900.70	r	(P-10640)
672.445	am	(E-13125)	690.630	am	(P-1691.A-10158)	900.80	r	(P-10640)
672.445	am	(E-13125)	690.640	am	(P-1691.A-10158)	900.90	r	(P-10640)
672.450	am	(P-12228/93.A-2450)	690.650	am	(P-1691.A-10158)	900.90	r	(P-10640)
	am	(E-13125)	690.660	am	(P-1691.A-10158)	900.100	r	(P-10640)
672.505	am	(P-12228/93.A-2450)	690.670	am	(P-1691.A-10158)	900.Th.D	r	(P-10640)
	am	(E-13125)	690.695	am	(P-1691.A-10158)	900.Th.E	r	(P-10640)
672.510	am	(P-12228/93.A-2450)	690.710	am	(P-1691.A-10158)	900.Th.F	r	(P-10640)
	am	(E-13125)	690.725	am	(P-1691.A-10158)	900.Th.H	r	(P-10640)
672.515	am	(P-12228/93.A-2450)	690.730	n	(P-1691.A-10158)	900.Th.I	r	(P-10640)
	am	(E-13125)	690.900	am	(P-1691.A-10158)	900.Th.I.Ex.A	r	(P-10640)
672.520	am	(P-12228/93.A-2450)	690.1000	am	(P-1691.A-10158)	900.Th.I.Ex.C	r	(P-10640)
	am	(E-13125)	690.1010	am	(P-1691.A-10158)	900.Th.I.Ex.D	r	(P-10640)
672.525	r	(P-12228/93.A-2450)	690.1200	am	(P-1691.A-10158)	920.10	am	(P-11113)
672.525	r	(E-13125)	690.1210	am	(P-1691.A-10158)	920.15	am	(P-11113)
672.600	r	(P-12228/93.A-2450)	690.Ex.A	r	(P-1691.A-10158)	920.20	am	(P-11113)
	n	(E-13125)	692.10	am	(P-1691.A-10158)	920.30	am	(P-11113)
672.605	am	(P-12228/93.A-2450)	692.10	am	(P-111107)	920.40	am	(P-11113)
	r	(E-13125)	692.A6.A	am	(P-12550/93.A-1427)	920.50	am	(P-11113)
672.610	am	(P-12228/93.A-2450)	692.A6.B	am	(P-111107)	920.60	am	(P-11113)
672.615	am	(P-12228/93.A-2450)	693.15	am	(P-12550/93.A-1427)	920.70	am	(P-11113)
672.620	am	(P-12228/93.A-2450)	693.30	am	(P-8850)	920.80	am	(P-11113)
	r	(E-13125)	697.200	am	(P-8848)	920.90	am	(P-11113)
672.625	r	(E-13125)	697.200	am	(P-8848)	920.100	am	(P-11113)
672.630	r	(E-13125)	697.210	am	(P-8848)	920.110	am	(P-11113)
672.635	r	(E-13125)	697.220	am	(P-8848)	920.120	am	(P-11113)
672.640	am	(P-12228/93.A-2450)	790.10	n	(P-3205(E-3778)	920.130	am	(P-11113)
	r	(E-13125)	790.20	am	(P-3202(E-3765)	920.140	am	(P-11113)
672.645	am	(P-12228/93.A-2450)	790.20	am	(P-3202(E-3765)	920.150	am	(P-11113)

Con't Title 80															
310.Ao.A.To.W am (PP-9562)	2800.230	am	(P-12567)	535.110	r	(P-6081)	791.20	n	(P-13551)	500.210	re	(A-4451)	112.144	am	(P-19436/93.A-5909)
310.Ao.A.To.X am (PP-9562)	2800.235	am	(P-12567)	535.115	r	(P-6081)	791.30	n	(P-13551)	500.215	re	(A-4451)	112.145	am	(P-19436/93.A-5909)
310.Ao.A.To.Y am (PP-9562)	2800.240	am	(P-12567)	535.120	r	(P-6081)	791.40	n	(P-13551)	500.220	re	(A-4451)	112.147	am	(P-19436/93.A-5909)
310.Ao.A.To.Z am (PP-9562)	2800.260	am	(P-12567)	535.200	r	(P-6081)	791.50	n	(P-13551)	500.225	re	(A-4451)	112.151	am	(P-19436/93.A-5909)
310.Ao.B am (P-10979)(E-11299)	2800.600	am	(P-12567)	535.205	r	(P-6081)	791.60	n	(P-13551)	500.230	re	(A-4451)	112.155	am	(P-19436/93.A-5909)
310.Ao.C am (P-14314/93.A-1107)	2800.700	am	(P-12567)	535.210	r	(P-6081)	791.70	n	(P-13551)	500.235	re	(A-4451)	112.152	am	(P-19436/93.A-5909)
310.Ao.D am (P-13657/93.A-227)	2800.875	am	(P-22117/93.A-7748)	535.320	r	(P-6081)	791.80	n	(P-13551)	700.100	n	(P-16421/93.A-1561)	112.253	am	(P-19436/93.A-5909)
310.Ao.E am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.F am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.G am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.H am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.I am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.J am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.K am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.L am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.M am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.N am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.O am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.P am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Q am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.R am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.S am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.T am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.U am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.V am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.W am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.X am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Y am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Z am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aa am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ab am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ac am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ad am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ae am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Af am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ag am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ah am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ai am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aj am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ak am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Al am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Am am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.An am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ao am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ap am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aq am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ar am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.As am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.At am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Au am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Av am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aw am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ax am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Ay am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Az am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aaa am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aab am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aac am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aad am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aae am (P-14314/93.A-1107)	280.500	am	(P-22117/93.A-7748)	535.300	r	(P-6081)	791.90	n	(P-13551)	700.110	n	(P-16421/93.A-1561)	112.254	am	(P-19436/93.A-5909)
310.Ao.Aaf am (P-14314/93.A-1107)	280.500	am	(P-2												

[illegible]

Con't Title 92		Con't Title 92	
441.25	n	1375.7070	r
441.30	n	1375.7080	r
441.35	n	1375.7090	r
441.40	n	1375.7100	r
441.45	n	1375.7110	r
441.50	n	1375.7120	r
441.55	n	1375.7130	r
441.60	n	1375.7140	r
441.65	n	1375.7150	r
441.70	n	1375.7160	r
441.75	n	1375.7170	r
441.80	n	1375.7175	r
441.85	n	1375.7180	r
441.90	n	1375.7190	r
441.95	n	1375.7200	r
442.00	n	1375.7210	r
442.05	n	1375.7220	r
442.10	n	1375.7230	r
442.15	n	1375.7240	r
442.20	n	1375.7250	r
442.25	n	1375.7260	r
442.30	n	1375.7270	r
442.35	n	1375.7280	r
442.40	n	1375.7290	r
442.45	n	1375.7300	r
442.50	n	1375.7310	r
442.55	n	1375.7320	r
442.60	n	1375.7330	r
442.65	n	1375.7340	r
442.70	n	1375.7350	r
442.75	n	1375.7360	r
442.80	n	1375.7370	r
442.85	n	1375.7380	r
442.90	n	1375.7390	r
442.95	n	1375.7400	r
443.00	n	1375.7410	r
443.05	n	1375.7420	r
443.10	n	1375.7430	r
443.15	n	1375.7440	r
443.20	n	1375.7450	r
443.25	n	1375.7460	r
443.30	n	1375.7470	r
443.35	n	1375.7480	r
443.40	n	1375.7490	r
443.45	n	1375.7500	r
443.50	n	1375.7510	r
443.55	n	1375.7520	r
443.60	n	1375.7530	r
443.65	n	1375.7540	r
443.70	n	1375.7550	r
443.75	n	1375.7560	r
443.80	n	1375.7570	r
443.85	n	1375.7580	r
443.90	n	1375.7590	r
443.95	n	1375.7600	r
444.00	n	1375.7610	r
444.05	n	1375.7620	r
444.10	n	1375.7630	r
444.15	n	1375.7640	r
444.20	n	1375.7650	r
444.25	n	1375.7660	r
444.30	n	1375.7670	r
444.35	n	1375.7680	r
444.40	n	1375.7690	r
444.45	n	1375.7700	r
444.50	n	1375.7710	r
444.55	n	1375.7720	r
444.60	n	1375.7730	r
444.65	n	1375.7740	r
444.70	n	1375.7750	r
444.75	n	1375.7760	r
444.80	n	1375.7770	r
444.85	n	1375.7780	r
444.90	n	1375.7790	r
444.95	n	1375.7800	r
445.00	n	1375.7810	r
445.05	n	1375.7820	r
445.10	n	1375.7830	r
445.15	n	1375.7840	r
445.20	n	1375.7850	r
445.25	n	1375.7860	r
445.30	n	1375.7870	r
445.35	n	1375.7880	r
445.40	n	1375.7890	r
445.45	n	1375.7900	r
445.50	n	1375.7910	r
445.55	n	1375.7920	r
445.60	n	1375.7930	r
445.65	n	1375.7940	r
445.70	n	1375.7950	r
445.75	n	1375.7960	r
445.80	n	1375.7970	r
445.85	n	1375.7980	r
445.90	n	1375.7990	r
445.95	n	1375.8000	r
446.00	n	1375.8010	r
446.05	n	1375.8020	r
446.10	n	1375.8030	r
446.15	n	1375.8040	r
446.20	n	1375.8050	r
446.25	n	1375.8060	r
446.30	n	1375.8070	r
446.35	n	1375.8080	r
446.40	n	1375.8090	r
446.45	n	1375.8100	r
446.50	n	1375.8110	r
446.55	n	1375.8120	r
446.60	n	1375.8130	r
446.65	n	1375.8140	r
446.70	n	1375.8150	r
446.75	n	1375.8160	r
446.80	n	1375.8170	r
446.85	n	1375.8180	r
446.90	n	1375.8190	r
446.95	n	1375.8200	r
447.00	n	1375.8210	r
447.05	n	1375.8220	r
447.10	n	1375.8230	r
447.15	n	1375.8240	r
447.20	n	1375.8250	r
447.25	n	1375.8260	r
447.30	n	1375.8270	r
447.35	n	1375.8280	r
447.40	n	1375.8290	r
447.45	n	1375.8300	r
447.50	n	1375.8310	r
447.55	n	1375.8320	r
447.60	n	1375.8330	r
447.65	n	1375.8340	r
447.70	n	1375.8350	r
447.75	n	1375.8360	r
447.80	n	1375.8370	r
447.85	n	1375.8380	r
447.90	n	1375.8390	r
447.95	n	1375.8400	r
448.00	n	1375.8410	r
448.05	n	1375.8420	r
448.10	n	1375.8430	r
448.15	n	1375.8440	r
448.20	n	1375.8450	r
448.25	n	1375.8460	r
448.30	n	1375.8470	r
448.35	n	1375.8480	r
448.40	n	1375.8490	r
448.45	n	1375.8500	r
448.50	n	1375.8510	r
448.55	n	1375.8520	r
448.60	n	1375.8530	r
448.65	n	1375.8540	r
448.70	n	1375.8550	r
448.75	n	1375.8560	r
448.80	n	1375.8570	r
448.85	n	1375.8580	r
448.90	n	1375.8590	r
448.95	n	1375.8600	r
449.00	n	1375.8610	r
449.05	n	1375.8620	r
449.10	n	1375.8630	r
449.15	n	1375.8640	r
449.20	n	1375.8650	r
449.25	n	1375.8660	r
449.30	n	1375.8670	r
449.35	n	1375.8680	r
449.40	n	1375.8690	r
449.45	n	1375.8700	r
449.50	n	1375.8710	r
449.55	n	1375.8720	r
449.60	n	1375.8730	r
449.65	n	1375.8740	r
449.70	n	1375.8750	r
449.75	n	1375.8760	r
449.80	n	1375.8770	r
449.85	n	1375.8780	r
449.90	n	1375.8790	r
449.95	n	1375.8800	r
450.00	n	1375.8810	r
450.05	n	1375.8820	r
450.10	n	1375.8830	r
450.15	n	1375.8840	r
450.20	n	1375.8850	r
450.25	n	1375.8860	r
450.30	n	1375.8870	r
450.35	n	1375.8880	r
450.40	n	1375.8890	r
450.45	n	1375.8900	r
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450.70	n	1375.8950	r
450.75	n	1375.8960	r
450.80	n	1375.8970	r
450.85	n	1375.8980	r
450.90	n	1375.8990	r
450.95	n	1375.9000	r
451.00	n	1375.9010	r
451.05	n	1375.9020	r
451.10	n	1375.9030	r
451.15	n	1375.9040	r
451.20	n	1375.9050	r
451.25	n	1375.9060	r
451.30	n	1375.9070	r
451.35	n	1375.9080	r
451.40	n	1375.9090	r
451.45	n	1375.9100	r
451.50	n	1375.9110	r
451.55	n	1375.9120	r
451.60	n	1375.9130	r
451.65	n	1375.9140	r
451.70	n	1375.9150	r
451.75	n	1375.9160	r
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451.90	n	1375.9190	r
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452.00	n	1375.9210	r
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452.85	n	1375.9380	r
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453.05	n	1375.9420	r
453.10	n	1375.9430	r
453.15	n	1375.9440	r
453.20	n	1375.9450	r
453.25	n	1375.9460	r
453.30	n	1375.9470	r
453.35	n	1375.9480	r
453.40	n	1375.9490	r
453.45	n	1375.9500	r
453.50	n	1375.9510	r
453.55	n	1375.9520	r
453.60	n	1375.9530	r
453.65	n	1375.9540	r
453.70	n	1375.9550	r
453.75	n	1375.9560	r
453.80	n	1375.9570	r
453.85	n	1375.9580	r
453.90	n	1375.9590	r
453.95	n	1375.9600	r
454.00	n	1375.9610	r
454.05	n	1375.9620	r
454.10	n	1375.9630	r
454.15	n	1375.9640	r
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454.25	n	1375.9660	r
454.30	n	1375.9670	r
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454.40	n	1375.9690	r
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454.65	n	1375.9740	r
454.70	n	1375.9750	r
454.75	n	1375.9760	r
454.80	n	1375.9770	r
454.85	n	1375.9780	r
454.90	n	1375.9790	r
454.95	n	1375.9800	r
455.00	n	1375.9810	r
455.05	n	1375.9820	r
455.10	n	1375.9830	r
455.15	n	1375.9840	r
455.20	n	1375.9850	r
455.25	n	1375.9860	r
455.30	n	1375.9870	r
455.35	n	1375.9880	r
455.40	n	1375.9890	r
455.45	n	1375.9900	r
455.50	n	1375.9910	r
455.55	n	1375.9920	r
455.60	n	1375.9930	r
455.65	n	1375.9940	r
455.70	n	1375.9950	r
455.75	n	1375.9960	r
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455.90	n	1375.9990	r
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456.05	n	1376.0020	r
456.10	n	1376.0030	r
456.15	n	1376.0040	r
456.20	n	1376.0050	r
456.25	n	1376.0060	r
456.30	n	1376.0070	r
456.35	n	1376.0080	r
456.40	n	1376.0090	r
456.45	n	1376.0100	r
456.50	n	1376.0110	r
456.55	n	1376.0120	r
456.60	n	1376.0130	r
456.65	n	1376.0140	r
456.70	n	1376.0150	r
456.75	n	1376.0160	r
456.80	n	1376.0170	r
456.85	n	1376.0180	r
456.90	n		

ILLINOIS REGISTER
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TOTAL AMOUNT OF ORDER: \$ _____

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